

ESTTA Tracking number: **ESTTA491028**

Filing date: **08/24/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054629
Party	Plaintiff Sheltered Wings, Inc.
Correspondence Address	JENNIFER L GREGOR GODFREY & KAHN SC ONE EAST MAIN STREET, SUITE 500 MADISON, WI 53703 UNITED STATES jgregor@gklaw.com, jpeterson@gklaw.com, apeterson@gklaw.com, docketing@gklaw.com
Submission	Other Motions/Papers
Filer's Name	Jennifer L. Gregor
Filer's e-mail	jgregor@gklaw.com, jschwartz@gklaw.com, jpeterson@gklaw.com, apeterson@gklaw.com
Signature	/Jennifer L. Gregor/
Date	08/24/2012
Attachments	2012-08-24 Declaration of Jacqueline Schwartz.pdf (3 pages)(118413 bytes) Ex F - 3,787,739 Prosecution File History - Golden Eagle.pdf (95 pages) (1376838 bytes) Ex G - Serial No. 85_095,903 Prosecution File History - Eagle.pdf (89 pages) (2689503 bytes) Ex H - 3,904,929 Cert_Status Rpt - Steel Eagle.pdf (6 pages)(477627 bytes) Ex I - 3,904,929 Prosecution File History - Steel Eagle.pdf (90 pages)(4421128 bytes)

)	
In re Registration No. 3,904,929)	
)	
SHELTERED WINGS, INC.)	
)	Cancellation No. 92054629
Petitioner,)	
)	
v.)	
)	
WOHALI OUTDOORS, LLC)	
)	
Respondent.)	
)	

I, Jacqueline M. Schwartz, declare as follows:

1. I am a paralegal at the law firm of Godfrey & Kahn, S.C., counsel for petitioner, Sheltered Wings, Inc. I have personal knowledge of the facts in this declaration and, if called upon, I could and would testify to these facts.

2. Attached as **Exhibit A** is a true and correct copy of the registration certificate for U.S. Trademark Registration No. 2,886,199 for the mark EAGLE OPTICS, and the corresponding TSDR status report downloaded on August 23, 2012 from the USPTO website at <http://tsdr.uspto.gov/> (the “USPTO Website”).

3. Attached as **Exhibit B** is a true and correct copy of the prosecution file history for the application that resulted in U.S. Trademark Registration No. 2,886,199 for the mark EAGLE OPTICS, which was downloaded on August 23, 2012 from the USPTO Website.

4. Attached as **Exhibit C** is a true and correct copy of the registration certificate for U.S. Trademark Registration No. 3,192,083 for the mark EAGLE OPTICS and design, and the

corresponding TSDR status report downloaded on August 23, 2012 from the USPTO Website.

5. Attached as **Exhibit D** is a true and correct copy of the prosecution file history for the application that resulted in U.S. Trademark Registration No. 3,192,083 for the mark EAGLE OPTICS and design, which was downloaded on August 23, 2012 from the USPTO Website.

6. Attached as **Exhibit E** is a true and correct copy of the registration certificate for U.S. Trademark Registration No. 3,787,739 for the mark GOLDEN EAGLE, and the corresponding TSDR status report downloaded on August 23, 2012 from the USPTO Website.

7. Attached as **Exhibit F** is a true and correct copy of the prosecution file history for the application that resulted in U.S. Trademark Registration No. 3,787,739 for the mark GOLDEN EAGLE, which was downloaded on August 23, 2012 from the USPTO Website.

8. Attached as **Exhibit G** is a true and correct copy of the prosecution file history for trademark application Serial No. 85/095,903 for the mark EAGLE, which was downloaded on August 23, 2012 from the USPTO Website.

9. Attached as **Exhibit H** is a true and correct copy of the registration certificate for U.S. Trademark Registration No. 3,904,929 for the mark STEEL EAGLE, and the corresponding TSDR status report downloaded on August 23, 2012 from the USPTO Website.

10. Attached as **Exhibit I** is a true and correct copy of the prosecution file history for the application that resulted in U.S. Trademark Registration No. 3,904,929 for the mark STEEL EAGLE, which was downloaded on August 23, 2012 from the USPTO Website.

11. Attached as **Exhibit J** is a true and correct copy of the registration certificate for U.S. Trademark Registration No. 2,084,361 for the mark EAGLEVIEW, and the corresponding TSDR status report downloaded on August 23, 2012 from the USPTO Website.

12. Attached as **Exhibit K** is a true and correct copy of the prosecution file history,

available from the USPTO Website, for the application that resulted in U.S. Trademark Registration No. 2,084,361 for the mark EAGLEVIEW, which was downloaded on August 23, 2012 from the USPTO Website.

13. Attached as **Exhibit L** is a true and correct copy of Wohali's verified responses to Petitioner's first set of interrogatories, in this proceeding.

14. Attached as **Exhibit M** is a true and correct copy of the TSDR status report for Registration No. 2,365,057 for the mark EAGLE'S BLUFF, which was downloaded on August 23, 2012 from the USPTO Website.

15. Attached as **Exhibit N** is a true and correct copy of the Declaration of Brett L. Foster filed on July 7, 2011 in the U.S. Western District of Wisconsin Case No. 11-CV-300, *Sheltered Wings, Inc. v. Wohali Outdoors, LLC*.

16. Attached as **Exhibit O** is a true and correct copy of an "entity summary" record from the website for the Oklahoma Secretary of State showing that Wohali Outdoors, LLC ("Wohali") was formed on February 10, 2009.

17. Attached as **Exhibit P** is a true and correct copy of a screenshot of the homepage of Wohali's website at <http://wohali.arcoutdoors.com>.

18. Attached as **Exhibit Q** is a true and correct copy of the registration certificate for U.S. Trademark Registration No. 3,911,635 for the mark WOHALI, and the corresponding TSDR status report downloaded on August 24, 2012 from the USPTO Website.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on August 24, 2012, in Madison, Wisconsin.

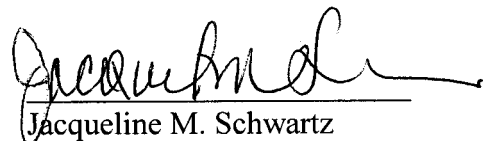

Jacqueline M. Schwartz

EXHIBIT F
TO DECLARATION OF
JACQUELINE M. SCHWARTZ

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the Western District of Wisconsin _____ on the following

☒ Trademarks or ☐ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 11-CV-300	DATE FILED 4/25/2011	U.S. DISTRICT COURT for the Western District of Wisconsin
PLAINTIFF Sheltered Wings, Inc.		DEFENDANT Wohali Outdoors, LLC
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		See Attachment A
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		<i>Next page</i>
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK Peter Oppeneer, Clerk of Court	(BY) DEPUTY CLERK s/Lynn Kamke, Deputy Clerk	DATE 6/29/2011
--	--	--------------------------

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

**ATTACHMENT A
TO
REPORT ON THE FILING OR DETERMINATION OF AN
ACTION REGARDING A PATENT OR TRADEMARK**

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court *for the Western District of Wisconsin* on the following:

☒ Trademark

Docket No.: 11-CV-300	Date Filed: 04/25/2011	U.S. District Court: for the Western District of Wisconsin
Plaintiff Sheltered Wings, Inc.		Defendant Wohali Outdoors, LLC
Patent or Trademark No.	Date of Patent or Trademark	Holder of Patent or Trademark
1. 3,192,083	01/02/2007	Sheltered Wings, Inc.
2. 2,886,199	09/21/2004	Sheltered Wings, Inc.
3. 3,794,245	05/25/2010	Sheltered Wings, Inc.
4. 3,726,431	12/15/2009	Sheltered Wings, Inc.
5. 3,787,739	05/11/2010	Sheltered Wings, Inc.
6. 3,904,929	01/11/2011	Wohali Outdoors, LLC

United States of America

United States Patent and Trademark Office

GOLDEN EAGLE

Reg. No. 3,787,739

Registered May 11, 2010

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

SHELTERED WINGS, INC. (WISCONSIN CORPORATION)
2120 W GREENVIEW DR, STE 4
MIDDLETOWN, WI 53562

FOR: BINOCULARS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 2-0-2010; IN COMMERCE 2-0-2010.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,886,199 AND 3,192,083.

SN 77-060,299, FILED 12-8-2006.

MARC LEIPZIG, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

From: TMOOfficialNotices@USPTO.GOV
Sent: Saturday, April 3, 2010 00:10 AM
To: trademark@langlotz.com
Subject: Trademark Serial Number 77060299 : Official USPTO Notice of Acceptance of Statement of Use

NOTICE OF ACCEPTANCE OF STATEMENT OF USE

Serial Number: 77-060,299
Mark: GOLDEN EAGLE(STANDARD CHARACTER MARK)
Owner: Sheltered Wings, Inc.
Reference Number:

The USPTO has accepted the Statement of Use filed for the trademark application identified above. The mark will now register and the registration certificate will issue in due course barring any extraordinary circumstances.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at www.uspto.gov or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

Trademark Snap Shot Publication & Issue Review Stylesheet

(Table presents the data on Publication & Issue Review Complete)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	LEIPZIG, MARC J	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	04/03/2010		
PUB DATE	06/26/2007		
STATUS	819-SU - REGISTRATION REVIEW COMPLETE		
STATUS DATE	04/02/2010		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	YES	1 (a)	NO
1 (b)	YES	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Sheltered Wings, Inc.
ADDRESS	2120 W Greenview Dr, Ste 4 2120 West Greenview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	02/00/2010	FIRST USE IN COMMERCE DATE	02/00/2010	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
04/03/2010	SUNA	E	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	035
04/02/2010	REGV	O	LAW OFFICE REGISTRATION REVIEW COMPLETED	034
03/29/2010	ALIE	A	ASSIGNED TO LIE	033
03/29/2010	CNPR	P	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	032
03/12/2010	SUPC	I	STATEMENT OF USE PROCESSING COMPLETE	031
03/11/2010	IUAF	S	USE AMENDMENT FILED	030
03/11/2010	EISU	I	TEAS STATEMENT OF USE RECEIVED	029
10/01/2009	EX4G	S	EXTENSION 4 GRANTED	028
09/17/2009	EXT4	S	EXTENSION 4 FILED	027

10/01/2009	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026
09/17/2009	EEXT	I	TEAS EXTENSION RECEIVED	025
08/27/2009	TCCA	I	TEAS CHANGE OF CORRESPONDENCE RECEIVED	024
03/18/2009	EX3G	S	EXTENSION 3 GRANTED	023
03/18/2009	EXT3	S	EXTENSION 3 FILED	022
03/18/2009	EEXT	I	TEAS EXTENSION RECEIVED	021
10/03/2008	DOCK	D	ASSIGNED TO EXAMINER	020
09/13/2008	EX2G	S	EXTENSION 2 GRANTED	019
09/13/2008	EXT2	S	EXTENSION 2 FILED	018
09/13/2008	EEXT	I	TEAS EXTENSION RECEIVED	017
09/08/2008	ARAA	I	ATTORNEY REVOKED AND/OR APPOINTED	016
09/08/2008	REAP	I	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	015
03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
03/18/2008	EEXT	I	TEAS EXTENSION RECEIVED	012
09/18/2007	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	011
06/26/2007	PUBO	A	PUBLISHED FOR OPPOSITION	010
06/06/2007	NPUB	O	NOTICE OF PUBLICATION	009
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Bennet Langlotz
CORRESPONDENCE ADDRESS	Bennet Langlotz Langlotz Patent & Trademark Works, Inc. PO Box 96503 # 37585 Washington DC 20090-6503
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.

ADDRESS	Suite Four 2120 West Greenview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOLDEN EAGLE

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	LEIPZIG, MARC J	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	03/30/2010		
PUB DATE	06/26/2007		
STATUS	818-SU - STATEMENT OF USE ACCEPTED - APPROVED FOR REGISTRATION		
STATUS DATE	03/29/2010		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	YES	1 (a)	NO
1 (b)	YES	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Sheltered Wings, Inc.
ADDRESS	2120 W Greenview Dr, Ste 4 2120 West Greenview Drive Middletown, WI 53562
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CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	02/00/2010	FIRST USE IN COMMERCE DATE	02/00/2010	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/29/2010	ALIE	A	ASSIGNED TO LIE	033
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03/18/2009	EXT3	S	EXTENSION 3 FILED	022
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03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
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DOMESTIC REPRESENTATIVE	NONE

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GOLDEN EAGLE

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	LEIPZIG, MARC J	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	03/13/2010		
PUB DATE	06/26/2007		
STATUS	748-STATEMENT OF USE - TO EXAMINER		
STATUS DATE	03/12/2010		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

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DESCRIPTION TEXT	Binoculars

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03/18/2009	EXT3	S	EXTENSION 3 FILED	022
03/18/2009	EEXT	I	TEAS EXTENSION RECEIVED	021
10/03/2008	DOCK	D	ASSIGNED TO EXAMINER	020
09/13/2008	EX2G	S	EXTENSION 2 GRANTED	019
09/13/2008	EXT2	S	EXTENSION 2 FILED	018
09/13/2008	EEXT	I	TEAS EXTENSION RECEIVED	017
09/08/2008	ARAA	I	ATTORNEY REVOKED AND/OR APPOINTED	016
09/08/2008	REAP	I	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	015
03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
03/18/2008	EEXT	I	TEAS EXTENSION RECEIVED	012
09/18/2007	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	011
06/26/2007	PUBO	A	PUBLISHED FOR OPPOSITION	010
06/06/2007	NPUB	O	NOTICE OF PUBLICATION	009
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Bennet Langlotz
CORRESPONDENCE ADDRESS	Bennet Langlotz Langlotz Patent & Trademark Works, Inc. PO Box 96503 # 37585 Washington DC 20090-6503
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin



GOLDEN EAGLE



GOLDEN EAGLE

Trademark/Service Mark Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
EXTENSION OF USE	NO
MARK SECTION	
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	GOLDEN EAGLE
OWNER SECTION (no change)	
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
CURRENT IDENTIFICATION	Binoculars
GOODS OR SERVICES	KEEP ALL LISTED
FIRST USE ANYWHERE DATE	02/00/2010
FIRST USE IN COMMERCE DATE	02/00/2010
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT9\IMAGEOUT9\770\602\77060299\xml1\SO U0002.JPG
SPECIMEN DESCRIPTION	mark applied directly to the goods
REQUEST TO DIVIDE	NO
PAYMENT SECTION	
NUMBER OF CLASSES IN USE	1
SUBTOTAL AMOUNT [ALLEGATION OF USE FEE]	100
TOTAL AMOUNT	100
SIGNATURE SECTION	

DECLARATION SIGNATURE	/angela v. langlotz/
SIGNATORY'S NAME	Angela V. Langlotz
SIGNATORY'S POSITION	Attorney of Record, Nevada bar member
DATE SIGNED	03/11/2010
FILING INFORMATION	
SUBMIT DATE	Thu Mar 11 16:10:23 EST 2010
TEAS STAMP	USPTO/SOU-66.233.1.102-20 100311161023440834-770602 99-4602c9865327060896f109 85e7c34fc243d-CC-2584-201 00311151431462397

Trademark/Service Mark Statement of Use
(15 U.S.C. Section 1051(d))

To the Commissioner for Trademarks:

MARK: GOLDEN EAGLE
SERIAL NUMBER: 77060299

The applicant, Sheltered Wings, Inc., having an address of
2120 W Greenview Dr, Ste 4
Middletown, Wisconsin 53562
United States

is submitting the following allegation of use information:

For International Class 009:
Current identification: Binoculars

The mark is in use in commerce on or in connection with all goods or services listed in the application or Notice of Allowance or as subsequently modified for this specific class

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 02/00/2010, and first used in commerce at least as early as 02/00/2010, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) mark applied directly to the goods.

[Specimen File1](#)

The applicant is not filing a Request to Divide with this Allegation of Use form.

A fee payment in the amount of \$100 will be submitted with the form, representing payment for the allegation of use for 1 class.

Declaration

Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by

fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the form is being filed under 15 U.S.C. Section 1126(d) or (e), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /angela v. langlotz/ Date Signed: 03/11/2010

Signatory's Name: Angela V. Langlotz

Signatory's Position: Attorney of Record, Nevada bar member

RAM Sale Number: 2584

RAM Accounting Date: 03/12/2010

Serial Number: 77060299

Internet Transmission Date: Thu Mar 11 16:10:23 EST 2010

TEAS Stamp: USPTO/SOU-66.233.1.102-20100311161023440

834-77060299-4602c9865327060896f10985e7c

34fc243d-CC-2584-20100311151431462397



GOLDEN EAGLE

FEE RECORD SHEET

Serial Number: 77060299



RAM Sale Number: 2584

Total Fees: \$100

RAM Accounting Date: 20100312

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20100311	\$100	1	\$100

Transaction Date: 20100311



Side - 1



**NOTICE OF APPROVAL
OF EXTENSION REQUEST
MAILING DATE: Oct 2, 2009**

A Notice of Allowance issued for the trademark application identified below on Sep 18, 2007. The FOURTH request for extension of time to file a Statement of Use has been approved. Applicant must continue to file extension requests every 6 months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed. Please note that a Statement of Use cannot be filed more than 36 months from the issuance date of the Notice of Allowance.

For further information, visit our website at: <http://www.uspto.gov> or call the Trademark Assistance Center at 1-800-786-9199.

SERIAL NUMBER: 77060299
MARK: GOLDEN EAGLE
OWNER: Sheltered Wings, Inc.

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS
MAIL
U.S POSTAGE
PAID

Bennet Langlotz
Langlotz Patent & Trademark Works, Inc.
PO Box 96503 # 37585
Washington, DC 20090-6503

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	LEIPZIG, MARC J	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	10/02/2009		
PUB DATE	06/26/2007		
STATUS	733-FOURTH EXTENSION - GRANTED		
STATUS DATE	10/01/2009		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Sheltered Wings, Inc.
ADDRESS	2120 W Greenview Dr, Ste 4 2120 West Greenview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
10/01/2009	EX4G	S	EXTENSION 4 GRANTED	028
09/17/2009	EXT4	S	EXTENSION 4 FILED	027
10/01/2009	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	026
09/17/2009	EEXT	I	TEAS EXTENSION RECEIVED	025
08/27/2009	TCCA	I	TEAS CHANGE OF CORRESPONDENCE RECEIVED	024
03/18/2009	EX3G	S	EXTENSION 3 GRANTED	023
03/18/2009	EXT3	S	EXTENSION 3 FILED	022
03/18/2009	EEXT	I	TEAS EXTENSION RECEIVED	021
10/03/2008	DOCK	D	ASSIGNED TO EXAMINER	020

09/13/2008	EX2G	S	EXTENSION 2 GRANTED	019
09/13/2008	EXT2	S	EXTENSION 2 FILED	018
09/13/2008	EEXT	I	TEAS EXTENSION RECEIVED	017
09/08/2008	ARAA	I	ATTORNEY REVOKED AND/OR APPOINTED	016
09/08/2008	REAP	I	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	015
03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
03/18/2008	EEXT	I	TEAS EXTENSION RECEIVED	012
09/18/2007	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	011
06/26/2007	PUBO	A	PUBLISHED FOR OPPOSITION	010
06/06/2007	NPUB	O	NOTICE OF PUBLICATION	009
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Bennet Langlotz
CORRESPONDENCE ADDRESS	Bennet Langlotz Langlotz Patent & Trademark Works, Inc. PO Box 96503 # 37585 Washington DC 20090-6503
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOLDEN EAGLE

SOU Extension Request (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
MARK SECTION	
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	GOLDEN EAGLE
OWNER SECTION (current)	
NAME	Sheltered Wings, Inc.
STREET	Suite Four
CITY	Middletown
STATE	Wisconsin
ZIP/POSTAL CODE	53562
COUNTRY	United States
OWNER SECTION (proposed)	
NAME	Sheltered Wings, Inc.
STREET	2120 W Greenview Dr, Ste 4
CITY	Middletown
STATE	Wisconsin
ZIP/POSTAL CODE	53562
COUNTRY	United States
EMAIL	trademark@langlotz.com
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009

CURRENT IDENTIFICATION	Binoculars
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	4
ONGOING EFFORT	product or service research or development
ALLOWANCE MAIL DATE	09/18/2007
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	1
SUBTOTAL AMOUNT	150
TOTAL AMOUNT	150
SIGNATURE SECTION	
SIGNATURE	/angela v. langlotz/
SIGNATORY'S NAME	Angela V. Langlotz
SIGNATORY'S POSITION	Attorney of record, Nevada bar member
DATE SIGNED	09/17/2009
FILING INFORMATION	
SUBMIT DATE	Thu Sep 17 13:22:03 EDT 2009
TEAS STAMP	USPTO/ESU-24.22.72.82-200 90917132203017766-7706029 9-46050e91e83abd924fc164a 331e22b3e0ea-CC-11602-200 90917124518974968

**SOU Extension Request
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

MARK: GOLDEN EAGLE
SERIAL NUMBER: 77060299

The applicant, Sheltered Wings, Inc., having an address of
2120 W Greenview Dr, Ste 4
Middletown, Wisconsin 53562
United States

requests a six-month extension of time to file the Statement of Use under 37 C.F.R. Section 2.89 in this application. The Notice of Allowance mailing date was 09/18/2007.

For International Class 009:
Current identification: Binoculars

The applicant has a continued bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with all of the goods and/or services listed in the Notice of Allowance or as subsequently modified for this specific class.

This is the fourth extension request. The applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of those goods and/or services covered by the extension request: product or service research or development

A fee payment in the amount of \$150 will be submitted with the form, representing payment for 1 class.

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the form is being filed under 15 U.S.C. Section 1126(d) or (e), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all

statements made on information and belief are believed to be true.

Signature: /angela v. langlotz/ Date Signed: 09/17/2009

Signatory's Name: Angela V. Langlotz

Signatory's Position: Attorney of record, Nevada bar member

RAM Sale Number: 11602

RAM Accounting Date: 09/17/2009

Serial Number: 77060299

Internet Transmission Date: Thu Sep 17 13:22:03 EDT 2009

TEAS Stamp: USPTO/ESU-24.22.72.82-200909171322030177

66-77060299-46050e91e83abd924fc164a331e2

2b3e0ea-CC-11602-20090917124518974968

TEAS ROUTING SHEET

To: INTENT TO USE UNIT

Work Loc: INTENT TO USE SECTION

Doc Type: Extension Request for SOU



Serial Number: 77060299



Mark: GOLDEN EAGLE

Mail Date: 2009/09/17



Examiner Number: 74816

LIE Number: 78413



Examiner Name:
LEIPZIG, MARC J



LIE Name:
CLARK, CHERYL A

L.O. Assigned: LAW OFFICE 115

Special Instruction(s):

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Extension Request for SOU	7004	20090917	\$150	1	\$150

Change Of Correspondence Address

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
MARK SECTION	
MARK	GOLDEN EAGLE
CORRESPONDENCE SECTION (current)	
ORIGINAL ADDRESS	Bennet Langlotz Langlotz Patent Works, Inc. PO Box 759 Genoa Nevada 89411 United States 877 230 5950 877 230 5950 patent@langlotz.com
NEW CORRESPONDENCE ADDRESS	
NEW ADDRESS	Bennet Langlotz Langlotz Patent & Trademark Works, Inc. PO Box 96503 # 37585 Washington District of Columbia United States 20090-6503 877-230-5950 877-230-5950 trademark@langlotz.com
SIGNATURE SECTION	
SIGNATURE	/bennet k. langlotz/
SIGNATORY NAME	Bennet K. Langlotz
SIGNATORY DATE	08/27/2009
SIGNATORY POSITION	Attorney of record, District of Columbia bar member
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	

SUBMIT DATE	Thu Aug 27 14:12:31 EDT 2009
TEAS STAMP	USPTO/CCA-67.169.220.35-2 0090827141231573664-73139 473-440fe1262fcfb8e98501a 9fbe35329171d6-N/A-N/A-20 090827140709707264

Side - 1



**NOTICE OF APPROVAL
OF EXTENSION REQUEST
MAILING DATE: Mar 20, 2009**

A Notice of Allowance issued for the trademark application identified below on Sep 18, 2007. The THIRD request for extension of time to file a Statement of Use has been approved. Applicant must continue to file extension requests every 6 months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed. Please note that a Statement of Use cannot be filed more than 36 months from the issuance date of the Notice of Allowance.

For further information, visit our website at: <http://www.uspto.gov> or call the Trademark Assistance Center at 1-800-786-9199.

SERIAL NUMBER: 77060299
MARK: GOLDEN EAGLE
OWNER: Sheltered Wings, Inc.

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS
MAIL
U.S POSTAGE
PAID

Bennet Langlotz
Langlotz Patent Works, Inc.
PO Box 759
Genoa, NV 89411

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	LEIPZIG, MARC J	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	03/20/2009		
PUB DATE	06/26/2007		
STATUS	732-THIRD EXTENSION - GRANTED		
STATUS DATE	03/18/2009		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvew Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/18/2009	EX3G	S	EXTENSION 3 GRANTED	023
03/18/2009	EXT3	S	EXTENSION 3 FILED	022
03/18/2009	EEXT	I	TEAS EXTENSION RECEIVED	021
10/03/2008	DOCK	D	ASSIGNED TO EXAMINER	020
09/13/2008	EX2G	S	EXTENSION 2 GRANTED	019
09/13/2008	EXT2	S	EXTENSION 2 FILED	018
09/13/2008	EEXT	I	TEAS EXTENSION RECEIVED	017
09/08/2008	ARAA	I	ATTORNEY REVOKED AND/OR APPOINTED	016
09/08/2008	REAP	I	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	015

03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
03/18/2008	EEXT	I	TEAS EXTENSION RECEIVED	012
09/18/2007	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	011
06/26/2007	PUBO	A	PUBLISHED FOR OPPOSITION	010
06/06/2007	NPUB	O	NOTICE OF PUBLICATION	009
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Bennet Langlotz
CORRESPONDENCE ADDRESS	Bennet Langlotz Langlotz Patent Works, Inc. PO Box 759 Genoa NV 89411
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvew Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOLDEN EAGLE

SOU Extension Request (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
MARK SECTION	
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	GOLDEN EAGLE
OWNER SECTION (no change)	
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
CURRENT IDENTIFICATION	Binoculars
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	3
ONGOING EFFORT	product or service research development
ALLOWANCE MAIL DATE	09/18/2007
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	1
SUBTOTAL AMOUNT	150
TOTAL AMOUNT	150
SIGNATURE SECTION	
SIGNATURE	/bennet langlotz/
SIGNATORY'S NAME	Bennet Langlotz

SIGNATORY'S POSITION	Attorney of record, D.C. Bar member
DATE SIGNED	03/18/2009
FILING INFORMATION	
SUBMIT DATE	Wed Mar 18 17:22:23 EDT 2009
TEAS STAMP	USPTO/ESU-75.95.107.108-2 0090318172223425997-77060 299-4404c60a8a4cfc479bfaa 5927fbbd6875-CC-2689-2009 0318171925168364

SOU Extension Request
(15 U.S.C. Section 1051(d))

To the Commissioner for Trademarks:



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

NOTICE OF APPROVAL OF EXTENSION REQUEST

Sep 16, 2008

TM15

ATTORNEY

REFERENCE NUMBER:

Bennet Langlotz
Langlotz Patent Works, Inc.
PO Box 759
Genoa NV 89411

SERIAL NUMBER: 77/060299

MARK: GOLDEN EAGLE

OWNER: Sheltered Wings, Inc.

EXTENSION REQUEST NUMBER: 2 **NOTICE OF ALLOWANCE DATE:** Sep 18, 2007

A Notice of Allowance was issued on Sep 18, 2007 for the trademark application identified above. The SECOND request for Extension of Time to File a Statement of Use has been approved. Applicant must continue to file extension requests every 6 months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed. Please note that a Statement of Use cannot be filed more than 36 months from the issuance date of the Notice of Allowance.

For further information please check the USPTO web site at www.uspto.gov or call the Trademark Assistance Center at 1-800-786-9199.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	ROTH, JASON I	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	09/16/2008		
PUB DATE	06/26/2007		
STATUS	731-SECOND EXTENSION - GRANTED		
STATUS DATE	09/13/2008		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvew Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
---------------------	-----	----------------	------	----------------------------	------	--------------	----------

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
09/13/2008	EX2G	S	EXTENSION 2 GRANTED	019
09/13/2008	EXT2	S	EXTENSION 2 FILED	018
09/13/2008	EEXT	I	TEAS EXTENSION RECEIVED	017
09/08/2008	ARAA	I	ATTORNEY REVOKED AND/OR APPOINTED	016
09/08/2008	REAP	I	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	015
03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
03/18/2008	EEXT	I	TEAS EXTENSION RECEIVED	012
09/18/2007	NOAM	O	NOTICE OF ALLOWANCE-MAILED	011

06/26/2007	PUBO	A	PUBLISHED FOR OPPOSITION	010
06/06/2007	NPUB	O	NOTICE OF PUBLICATION	009
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Bennet Langlotz
CORRESPONDENCE ADDRESS	Bennet Langlotz Langlotz Patent Works, Inc. PO Box 759 Genoa NV 89411
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOLDEN EAGLE

SOU Extension Request (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
MARK SECTION	
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	GOLDEN EAGLE
OWNER SECTION (no change)	
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
CURRENT IDENTIFICATION	Binoculars
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	2
ONGOING EFFORT	product or service research development
ALLOWANCE MAIL DATE	09/18/2007
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	1
SUBTOTAL AMOUNT	150
TOTAL AMOUNT	150
SIGNATURE SECTION	
SIGNATURE	/bennet langlotz/
SIGNATORY'S NAME	Bennet Langlotz

SIGNATORY'S POSITION	Attorney of record
DATE SIGNED	09/13/2008
FILING INFORMATION	
SUBMIT DATE	Sat Sep 13 17:50:36 EDT 2008
TEAS STAMP	USPTO/ESU-75.95.97.127-20 080913175036596602-770602 99-40075e7b082235b21226b6 09cdc19d44cd6-CC-4807-200 80913174630553604

SOU Extension Request
(15 U.S.C. Section 1051(d))

To the Commissioner for Trademarks:

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
MARK SECTION	
MARK	GOLDEN EAGLE
ATTORNEY SECTION	
ORIGINAL ADDRESS	Stephen P. McNamara ST. ONGE STEWARD JOHNSTON & REENS LLC 03584-T0050A 986 BEDFORD STREET STAMFORD CT 06905-5619 203-327-1096 203-324-6155 tm-pto@ssjr.com
CORRESPONDENCE SECTION	
ORIGINAL ADDRESS	Stephen P. McNamara ST. ONGE STEWARD JOHNSTON & REENS LLC 03584-T0050A 986 BEDFORD STREET STAMFORD CT 06905-5619 203-327-1096 203-324-6155 tm-pto@ssjr.com
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:
NAME	Bennet Langlotz
FIRM NAME	Langlotz Patent Works, Inc.
STREET	PO Box 759

CITY	Genoa
STATE	Nevada
COUNTRY	United States
POSTAL/ZIP CODE	89411
PHONE	877 230 5950
FAX	877 230 5950
EMAIL	patent@langlotz.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
NEW CORRESPONDENCE ADDRESS	
NAME	Bennet Langlotz
FIRM NAME	Langlotz Patent Works, Inc.
STREET	PO Box 759
CITY	Genoa
STATE	Nevada
COUNTRY	United States
POSTAL/ZIP CODE	89411
PHONE	877 230 5950
FAX	877 230 5950
EMAIL	patent@langlotz.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
SIGNATURE SECTION	
SIGNATURE	/Daniel C. Hamilton/
SIGNATORY NAME	Dan Hamilton
SIGNATORY DATE	09/09/2008
SIGNATORY POSITION	President
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Sep 09 09:33:56 EDT 2008
TEAS STAMP	USPTO/RAA-75.95.97.127-20 080909093356258632-789703 20-400aef779694e4b65c208f

	1fca94ae818f-N/A-N/A-2008 0908181040203694
--	---

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: GOLDEN EAGLE

SERIAL NUMBER: 77060299

The original attorney

Stephen P. McNamara
ST. ONGE STEWARD JOHNSTON & REENS LLC
03584-T0050A
986 BEDFORD STREET
STAMFORD CT 06905-5619
203-327-1096
203-324-6155
tm-pto@ssjr.com

Original Correspondence Address :

Stephen P. McNamara
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD CT 06905-5619
203-327-1096
203-324-6155
tm-pto@ssjr.com

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:

Newly Appointed Attorney:

Bennet Langlotz
Langlotz Patent Works, Inc.
PO Box 759
Genoa, Nevada 89411
United States
877 230 5950
877 230 5950

The following is to be used as the correspondence address:

Bennet Langlotz
Langlotz Patent Works, Inc.
PO Box 759
Genoa, Nevada 89411
United States

877 230 5950
877 230 5950
patent@langlotz.com

Signature: /Daniel C. Hamilton/ Date: 09/09/2008
Signatory's Name: Dan Hamilton
Signatory's Position: President

Serial Number: 77060299
Internet Transmission Date: Tue Sep 09 09:33:56 EDT 2008
TEAS Stamp: USPTO/RAA-75.95.97.127-20080909093356258
632-78970320-400aef779694e4b65c208f1fca9
4ae818f-N/A-N/A-20080908181040203694



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451
www.uspto.gov

NOTICE OF APPROVAL OF EXTENSION REQUEST

Mar 20, 2008

TM15

ATTORNEY

REFERENCE NUMBER:

Stephen P. McNamara
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD CT 06905-5619

03584-T0050A

SERIAL NUMBER: 77/060299

MARK: GOLDEN EAGLE

OWNER: Sheltered Wings, Inc.

EXTENSION REQUEST NUMBER: 1 **NOTICE OF ALLOWANCE DATE:** Sep 18, 2007

A Notice of Allowance was issued on Sep 18, 2007 for the trademark application identified above. The FIRST request for Extension of Time to File a Statement of Use has been approved. Applicant must continue to file extension requests every 6 months calculated from the date the Notice of Allowance was issued until a Statement of Use is filed. Please note that a Statement of Use cannot be filed more than 36 months from the issuance date of the Notice of Allowance.

For further information please check the USPTO web site at www.uspto.gov or call the Trademark Assistance Center at 1-800-786-9199.

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	ROTH, JASON I	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	03/20/2008		
PUB DATE	06/26/2007		
STATUS	730-FIRST EXTENSION - GRANTED		
STATUS DATE	03/18/2008		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvew Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/18/2008	EX1G	S	EXTENSION 1 GRANTED	014
03/18/2008	EXT1	S	EXTENSION 1 FILED	013
03/18/2008	EEXT	I	TEAS EXTENSION RECEIVED	012
09/18/2007	NOAM	O	NOTICE OF ALLOWANCE-MAILED	011
06/26/2007	PUBO	A	PUBLISHED FOR OPPOSITION	010
06/06/2007	NPUB	O	NOTICE OF PUBLICATION	009
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006

03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Stephen P. McNamara
CORRESPONDENCE ADDRESS	Stephen P. McNamara ST. ONGE STEWARD JOHNSTON & REENS LLC 986 BEDFORD STREET STAMFORD CT 06905-5619
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvew Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOLDEN EAGLE

SOU Extension Request (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77060299
LAW OFFICE ASSIGNED	LAW OFFICE 115
MARK SECTION	
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	GOLDEN EAGLE
OWNER SECTION (no change)	
ATTORNEY SECTION (current)	
NAME	Stephen P. McNamara
FIRM NAME	ST. ONGE STEWARD JOHNSTON & REENS LLC
STREET	986 BEDFORD STREET
CITY	STAMFORD
STATE	Connecticut
POSTAL CODE	06905-5619
COUNTRY	United States
PHONE	203-324-6155
FAX	203-327-1096
EMAIL	tm-pto@ssjr.com
ATTORNEY DOCKET NUMBER	03584-T0050A
ATTORNEY SECTION (proposed)	
NAME	Stephen P. McNamara
FIRM NAME	ST. ONGE STEWARD JOHNSTON & REENS LLC
STREET	986 BEDFORD STREET

CITY	STAMFORD
STATE	Connecticut
POSTAL CODE	06905-5619
COUNTRY	United States
PHONE	203-324-6155
FAX	203-327-1096
EMAIL	tm-pto@ssjr.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	Yes
ATTORNEY DOCKET NUMBER	03584-T0050A
GOODS AND/OR SERVICES SECTION	
INTERNATIONAL CLASS	009
CURRENT IDENTIFICATION	Binoculars
GOODS OR SERVICES	KEEP ALL LISTED
EXTENSION SECTION	
EXTENSION NUMBER	1
ALLOWANCE MAIL DATE	09/18/2007
STATEMENT OF USE	NO
PAYMENT SECTION	
NUMBER OF CLASSES	1
SUBTOTAL AMOUNT	150
TOTAL AMOUNT	150
SIGNATURE SECTION	
SIGNATURE	/spmcnamara-slp/
SIGNATORY'S NAME	Stephen P. McNamara
SIGNATORY'S POSITION	Attorney of Record
DATE SIGNED	03/18/2008
FILING INFORMATION	
SUBMIT DATE	Tue Mar 18 12:05:03 EDT 2008
TEAS STAMP	USPTO/ESU-12.170.101.6-20 080318120503882242-770602 99-400af6b9c511a96d3589ae

	ed887bc248dec-CC-7059-200 80318120132026926
--	--

SOU Extension Request
(15 U.S.C. Section 1051(d))

To the Commissioner for Trademarks:

U.S. Patent and Trademark Office (USPTO)

NOTICE OF ALLOWANCE

NOTE: If any data on this notice is incorrect, please fax a request for correction to the Intent to Use Unit at 571-273-9550. Please include the serial number of your application on ALL correspondence with the USPTO.

ISSUE DATE: Sep 18, 2007

STEPHEN P. MCNAMARA
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD, CT 06905-5619

ATTORNEY
REFERENCE NUMBER

03584-T0050A

**** IMPORTANT INFORMATION: 6 MONTH DEADLINE ****

You filed the trademark application identified below based upon a bona fide intention to use the mark in commerce. You must use the mark in commerce and file a Statement of Use (a.k.a. Allegation of Use) before the USPTO will register the mark. You have six (6) MONTHS from the ISSUE DATE of this Notice of Allowance (NOA) to file either a Statement of Use, or if you are not yet using the mark in commerce, a Request for Extension of Time to File a Statement of use ("Extension Request"). If you file an extension request, you must continue to file a new request every six months until the Statement of Use is filed. Applicant may file a total of five (5) extension requests. FAILURE TO FILE A REQUIRED DOCUMENT DURING THE APPROPRIATE TIME PERIOD WILL RESULT IN THE ABANDONMENT OF YOUR APPLICATION.

Please note that both the "Statement of Use " and "Extension Request" have many legal requirements including fees. Therefore, we encourage use of the USPTO forms, available online at <http://www.uspto.gov/teas/index.html> (under "File a PRE-registration form"), to avoid the possible omission of important information. Please note that the Trademark Electronic Application System (TEAS) provides line-by-line help instructions for completing the Extension Request or Statement of Use forms online. If you do not have access to the Internet, you may call 1-800-786-9199 to request the printed form(s).

The following information should be reviewed for accuracy:

SERIAL NUMBER: 77/060299
MARK: GOLDEN EAGLE (STANDARD CHARACTER MARK)
OWNER: Sheltered Wings, Inc.
Suite Four
2120 West Greenvew Drive
Middletown , WISCONSIN 53562

Section 1(a): NO

Section 1(b): YES

Section 44(e): NO

GOODS/SERVICES BY INTERNATIONAL CLASS

009 - Binoculars -- FIRST USE DATE: NONE; -- USE IN COMMERCE DATE: NONE

ALL OF THE GOODS/SERVICES IN EACH CLASS ARE LISTED

ADDITIONAL INFORMATION MAY BE PRESENT IN THE USPTO RECORDS

Side - 1



NOTICE OF PUBLICATION UNDER §12(a)

MAILING DATE: Jun 6, 2007

PUBLICATION DATE: Jun 26, 2007

The mark identified below will be published in the Official Gazette on Jun 26, 2007. Any party who believes they will be damaged by registration of the mark may oppose its registration by filing an opposition to registration or a request to extend the time to oppose within thirty (30) days from the publication date on this notice. If no opposition is filed within the time specified by law, the USPTO may issue a Notice of Allowance.

To view the Official Gazette online or to order a paper copy, visit the USPTO website at <http://www.uspto.gov/web/trademarks/tmog/> any time within the five-week period after the date of publication. You may also order a printed version from the U.S. Government Printing Office (GPO) at <http://bookstore.gpo.gov> or 202-512-1800. To check the status of your application, go to <http://tarr.uspto.gov/>.

SERIAL NUMBER: 77060299

MARK: GOLDEN EAGLE

OWNER: Sheltered Wings, Inc.

Side - 2

UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR TRADEMARKS
P.O. BOX 1451
ALEXANDRIA, VA 22313-1451

FIRST-CLASS
MAIL
U.S POSTAGE
PAID

STEPHEN P MCNAMARA
ST ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD ST
STAMFORD, CT 06905-5619

Trademark Snap Shot Publication & Issue Review Stylesheet

(Table presents the data on Publication & Issue Review Complete)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	ROTH, JASON I	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	04/25/2007		
PUB DATE	N/A		
STATUS	681-PUBLICATION/ISSUE REVIEW COMPLETE		
STATUS DATE	04/24/2007		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
04/24/2007	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	008
04/24/2007	ALIE	A	ASSIGNED TO LIE	007
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY

Stephen P. McNamara

CORRESPONDENCE ADDRESS

STEPHEN P. MCNAMARA
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD, CT 06905-5619

DOMESTIC REPRESENTATIVE

NONE

GOLDEN EAGLE

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	ROTH, JASON I	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	04/03/2007		
PUB DATE	N/A		
STATUS	680-APPROVED FOR PUBLICATON		
STATUS DATE	03/31/2007		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenview Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/31/2007	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	006
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Stephen P. McNamara
----------	---------------------

CORRESPONDENCE ADDRESS

STEPHEN P. MCNAMARA
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD, CT 06905-5619

DOMESTIC REPRESENTATIVE

NONE

GOLDEN EAGLE

Trademark Snap Shot Amendment & Mail Processing Stylesheet
(Table presents the data on Amendment & Mail Processing Complete)

OVERVIEW

SERIAL NUMBER	77060299	FILING DATE	12/08/2006
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	ROTH, JASON I	L.O. ASSIGNED	115

PUB INFORMATION

RUN DATE	03/31/2007		
PUB DATE	N/A		
STATUS	647-EXAMINERS AMENDMENT - MAILED		
STATUS DATE	03/30/2007		
LITERAL MARK ELEMENT	GOLDEN EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	GOLDEN EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	Suite Four 2120 West Greenvew Drive Middletown, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
03/30/2007	XAEC	I	EXAMINER'S AMENDMENT ENTERED	005
03/30/2007	GNEA	F	EXAMINERS AMENDMENT E-MAILED	004
03/30/2007	CNEA	R	EXAMINERS AMENDMENT -WRITTEN	003
03/30/2007	DOCK	D	ASSIGNED TO EXAMINER	002
12/13/2006	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Stephen P. McNamara
CORRESPONDENCE ADDRESS	STEPHEN P. MCNAMARA ST. ONGE STEWARD JOHNSTON & REENS LLC

	986 BEDFORD STREET STAMFORD, CT 06905-5619
DOMESTIC REPRESENTATIVE	NONE

GOLDEN EAGLE

To: Sheltered Wings, Inc. (tm-pto@ssjr.com)
Subject: TRADEMARK APPLICATION NO. 77060299 - GOLDEN EAGLE - 03584-T0050A
Sent: 3/30/07 5:59:18 PM
Sent As: ECOM115@USPTO.GOV
Attachments:

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 77/060299

APPLICANT: Sheltered Wings, Inc.

77060299

CORRESPONDENT ADDRESS:

STEPHEN P. MCNAMARA
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD, CT 06905-5619

RETURN ADDRESS:

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

MARK: GOLDEN EAGLE

CORRESPONDENT'S REFERENCE/DOCKET NO : 03584-T0050A

CORRESPONDENT EMAIL ADDRESS:

tm-pto@ssjr.com

Please provide in all correspondence:

1. Filing date, serial number, mark and applicant's name.
2. Date of this Office Action.
3. Examining Attorney's name and Law Office number.
4. Your telephone number and email address.

Serial Number 77/060299

EXAMINER'S AMENDMENT

OFFICE RECORDS SEARCH: The Office records have been searched and no similar registered or pending mark has been found that would bar registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d). TMEP §704.02.

ADVISORY – AMENDMENTS TO GOODS/SERVICES: If the identification of goods and/or services has been amended below, any future amendments must be in accordance with 37 C.F.R. §2.71(a)

and TMEP §1402.07(e).

AMENDMENT(S) AUTHORIZED: As authorized by Stephen McNamara on March 30, 2007, the application is amended as noted below. *If applicant disagrees with or objects to any of the amendments below, please notify the undersigned trademark examining attorney immediately.* Otherwise, no response is necessary. TMEP §707.

Prior Registrations

The following claim of ownership is added to the record:

Applicant is the owner of U.S. Registration Nos. 2886199 and 3192083.

37 C.F.R. §2.36; TMEP §812.

/Jason I. Roth/
Trademark Attorney
Law Office 115
(571)272-8258

*** User:jroth ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	17597	N/A	0	0	0:01	*gold*[bi,ti]
02	9047	N/A	0	0	0:05	*e{v0:1}g{v0:2}l*[bi,ti]
03	80	0	55	30	0:01	1 and 2 and live[ld]
04	3511	N/A	0	0	0:03	e{v0:1}g{v0:2}l*[bi,ti]
05	702	N/A	0	0	0:02	4 and "009"[cc] and live[ld]
06	1192	N/A	0	0	0:02	2 and (a b 200 "009")[ic]
07	220	N/A	0	0	0:01	5 and (a b 200 "009")[ic]
08	3471	N/A	0	0	0:01	*eagle*[bi,ti]
09	513	N/A	0	0	0:02	8 and (a b 200 "009")[ic]
10	216	0	43	42	0:02	8 and (a b 200 "009")[ic] and live[ld]
11	10	0	10	3	0:01	7 not 10
12	6199	N/A	0	0	0:01	*gold{v:2}n*[bi,ti]
13	173	0	29	29	0:01	12 and (a b 200 "009")[ic] and live[ld]

Session started 3/30/07 5:17:22 PM

Session finished 3/30/07 5:41:40 PM

Total search duration 0 minutes 23 seconds

Session duration 24 minutes 18 seconds

Defaut NEAR limit=1ADJ limit=1

Sent to TICRS as Serial Number: 77060299

GOLDEN EAGLE

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 77060299

Filing Date: 12/08/2006

NOTE: Data fields with the * are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	<u>GOLDEN EAGLE</u>
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	GOLDEN EAGLE
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
APPLICANT INFORMATION	
*OWNER OF MARK	Sheltered Wings, Inc.
*STREET	2120 West Greenview Drive
INTERNAL ADDRESS	Suite Four
*CITY	Middletown
*STATE (Required for U.S. applicants)	Wisconsin
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	53562
AUTHORIZED TO COMMUNICATE VIA EMAIL	No
LEGAL ENTITY INFORMATION	

*TYPE	CORPORATION
*STATE/COUNTRY OF INCORPORATION	Wisconsin
GOODS AND/OR SERVICES AND BASIS INFORMATION	
*INTERNATIONAL CLASS	009
*DESCRIPTION	Binoculars
*FILING BASIS	SECTION 1(b)
ADDITIONAL STATEMENTS INFORMATION	
*TRANSLATION (if applicable)	
*TRANSLITERATION (if applicable)	
*CLAIMED PRIOR REGISTRATION (if applicable)	
*CONSENT (NAME/LIKENESS) (if applicable)	
*CONCURRENT USE CLAIM (if applicable)	
ATTORNEY INFORMATION	
NAME	Stephen P. McNamara
ATTORNEY DOCKET NUMBER	03584-T0050A
FIRM NAME	St. Onge Steward Johnston & Reens LLC
STREET	986 Bedford Street
CITY	Stamford
STATE	Connecticut
COUNTRY	United States
ZIP/POSTAL CODE	06905-5619
PHONE	203-324-6155
FAX	203-327-1096
EMAIL ADDRESS	tm-pto@ssjr.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Andy I. Corea, Gene S. Winter, Wesley W. Whitmyer, Jr., Richard J. Basile, Todd M. Oberdick, David Chen, Steven B. Simonis, David W. Aldrich, James P. Jeffry,

	Benjamin J. Lehberger, Christopher H. Strate, Walter B. Welsh and Benjamin C. White
CORRESPONDENCE INFORMATION	
*NAME	Stephen P. McNamara
FIRM NAME	St. Onge Steward Johnston & Reens LLC
*STREET	986 Bedford Street
* CITY	Stamford
* STATE (Required for U.S. applicants)	Connecticut
* COUNTRY	United States
* ZIP/POSTAL CODE (Required for U.S. applicants only)	06905-5619
PHONE	203-324-6155
FAX	203-327-1096
* EMAIL ADDRESS	tm-pto@ssjr.com
* AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	275
TOTAL FEE DUE	275
SIGNATURE INFORMATION	
* SIGNATURE	/spmcnamara/
* SIGNATORY'S NAME	Stephen P. McNamara
SIGNATORY'S POSITION	Attorney of Record
* DATE SIGNED	12/08/2006
FILING INFORMATION SECTION	
SUBMIT DATE	Fri Dec 08 15:59:12 EST 2006
TEAS STAMP	USPTO/FTK-12.170.101.6-20 061208155913006754-770602 99-3605c76c64b68b5dec983d 2d82120fc8638-CC-232-2006 1208143724008585

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 77060299

Filing Date: 12/08/2006

To the Commissioner for Trademarks:

Correspondence Information: Stephen P. McNamara

986 Bedford Street

Stamford, Connecticut 06905-5619

203-324-6155(phone)

203-327-1096(fax)

tm-pto@ssjr.com (authorized)

A fee payment in the amount of \$275 will be submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /spmcnamara/ Date: 12/08/2006

Signatory's Name: Stephen P. McNamara

Signatory's Position: Attorney of Record

RAM Sale Number: 232

RAM Accounting Date: 12/11/2006

Serial Number: 77060299

Internet Transmission Date: Fri Dec 08 15:59:12 EST 2006

TEAS Stamp: USPTO/FTK-12.170.101.6-20061208155913006
754-77060299-3605c76c64b68b5dec983d2d821
20fc8638-CC-232-20061208143724008585

GOLDEN EAGLE

EXHIBIT G
TO DECLARATION OF
JACQUELINE M. SCHWARTZ

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85095903
LAW OFFICE ASSIGNED	LAW OFFICE 108
ATTORNEY DOCKET NUMBER	067282-0015
MARK SECTION	
MARK	EAGLE
ATTORNEY SECTION	
ORIGINAL ADDRESS	ANGELA V. LANGLOTZ PO BOX 9650337585 WASHINGTON District of Columbia (DC) 20090 US 866-280-5242 866-280-5242 trademark@langlotz.com
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney:
NAME	James D. Peterson
FIRM NAME	Godfrey & Kahn, S.C.
STREET	780 N. Water Street
CITY	Milwaukee
STATE	Wisconsin
COUNTRY	United States
POSTAL/ZIP CODE	53202
PHONE	414-273-3500

FAX	414-273-5198
EMAIL	docketing@gklaw.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
ATTORNEY DOCKET NUMBER	067282-0015
NEW OTHER APPOINTED ATTORNEYS	all other attorneys of Godfrey & Kahn, S.C.
NEW CORRESPONDENCE ADDRESS	
NAME	James D. Peterson
FIRM NAME	Godfrey & Kahn, S.C.
STREET	780 N. Water Street
CITY	Milwaukee
STATE	Wisconsin
COUNTRY	United States
POSTAL/ZIP CODE	53202
PHONE	414-273-3500
FAX	414-273-5198
EMAIL	docketing@gklaw.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
SIGNATURE SECTION	
SIGNATURE	/jdp/
SIGNATORY NAME	James D. Peterson
SIGNATORY DATE	04/24/2012
SIGNATORY POSITION	Attorney of record, Wisconsin bar member
SIGNATORY PHONE NUMBER	414-273-3500
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Apr 24 16:06:55 EDT 2012
TEAS STAMP	USPTO/RAA-67.52.13.130-20 120424160655883532-852188 38-490532e887d40e185786ab e6579a8cadf8-N/A-N/A-2012 0424093328346852

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: EAGLE

SERIAL NUMBER: 85095903

ATTORNEY DOCKET NUMBER 067282-0015

The original attorney

ANGELA V. LANGLOTZ

PO BOX 9650337585

WASHINGTON District of Columbia 20090

US

866-280-5242

866-280-5242

trademark@langlotz.com

Original Correspondence Address :

ANGELA V. LANGLOTZ

PO BOX 9650337585

WASHINGTON District of Columbia 20090

US

866-280-5242

866-280-5242

trademark@langlotz.com

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney: In addition, any additional previously-appointed attorneys that are currently listed in the application are replaced with the new "Other Appointed Attorneys" listed below.

Newly Appointed Attorney:

James D. Peterson

Godfrey & Kahn, S.C.

780 N. Water Street

Milwaukee, Wisconsin 53202

United States

414-273-3500

414-273-5198

docketing@gklaw.com

067282-0015

Other Appointed Attorneys:

all other attorneys of Godfrey & Kahn, S.C.

The following is to be used as the correspondence address:

James D. Peterson
Godfrey & Kahn, S.C.
780 N. Water Street
Milwaukee, Wisconsin 53202
United States

414-273-3500
414-273-5198
docketing@gklaw.com

Signature: /jdp/ Date: 04/24/2012
Signatory's Name: James D. Peterson
Signatory's Position: Attorney of record, Wisconsin bar member
Signatory's Phone Number: 414-273-3500

Serial Number: 85095903
Internet Transmission Date: Tue Apr 24 16:06:55 EDT 2012
TEAS Stamp: USPTO/RAA-67.52.13.130-20120424160655883
532-85218838-490532e887d40e185786abe6579
a8cadf8-N/A-N/A-20120424093328346852

Trademark Snap Shot Amendment & Mail Processing Stylesheet
(Table presents the data on Amendment & Mail Processing Complete)

OVERVIEW

SERIAL NUMBER	85095903	FILING DATE	07/29/2010
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	TURNER, JASON FITZGERA	L.O. ASSIGNED	108

PUB INFORMATION

RUN DATE	10/13/2011		
PUB DATE	N/A		
STATUS	661-RESPONSE AFTER NON-FINAL-ACTION-ENTERED		
STATUS DATE	10/12/2011		
LITERAL MARK ELEMENT	EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Sheltered Wings, Inc.
ADDRESS	2120 West Greenvew Drive, Suite Four Middleton, WI 53562
ENTITY	03-CORPORATION
CITIZENSHIP	Wisconsin

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Binoculars; Riflescopes; Spotting scopes; Telescopes

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
OWNER OF US REG NOS	2886199 3192083 3726431

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
10/12/2011	TEME	I	TEAS/EMAIL CORRESPONDENCE ENTERED	014
10/11/2011	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	013
10/11/2011	TROA	I	TEAS RESPONSE TO OFFICE ACTION RECEIVED	012
04/12/2011	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	011
04/12/2011	GNRT	O	NON-FINAL ACTION E-MAILED	010
04/12/2011	CNRT	R	NON-FINAL ACTION WRITTEN	009
03/18/2011	RCCK	S	LIE CHECKED SUSP - TO ATTY FOR ACTION	008
03/08/2011	ALIE	A	ASSIGNED TO LIE	007
08/31/2010	GNS3	O	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	006
08/31/2010	GNSL	F	LETTER OF SUSPENSION E-MAILED	005

08/31/2010	CNSL	R	SUSPENSION LETTER WRITTEN	004
08/30/2010	DOCK	D	ASSIGNED TO EXAMINER	003
08/02/2010	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
08/02/2010	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Angela V. Langlotz
CORRESPONDENCE ADDRESS	ANGELA V. LANGLOTZ LANGLOTZ PATENT & TRADEMARK WORKS, INC. PO BOX 9650337585 WASHINGTON, DC 20090
DOMESTIC REPRESENTATIVE	NONE

EAGLE

To: Sheltered Wings, Inc. (trademark@langlotz.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85095903 - EAGLE - VX-T67
Sent: 10/13/2011 12:48:04 PM
Sent As: ECOM108@USPTO.GOV
Attachments:

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

APPLICATION SERIAL NO. 85095903

MARK: EAGLE

85095903

CORRESPONDENT ADDRESS:

ANGELA V. LANGLOTZ
LANGLOTZ PATENT & TRADEMARK
WORKS, INC.
PO BOX 9650337585
WASHINGTON, DC 20090

GENERAL TRADEMARK INFORMATION:
<http://www.uspto.gov/trademarks/index.jsp>

APPLICANT: Sheltered Wings, Inc.

**CORRESPONDENT'S REFERENCE/DOCKET
NO:**

VX-T67

CORRESPONDENT E-MAIL ADDRESS:
trademark@langlotz.com

SUSPENSION NOTICE: NO RESPONSE NEEDED

ISSUE/MAILING DATE: 10/13/2011

The trademark examining attorney is suspending action on the application for the reason(s) stated below. *See* 37 C.F.R. §2.67; TMEP §§716 *et seq.*

The USPTO will periodically conduct a status check of the application to determine whether suspension remains appropriate, and the trademark examining attorney will issue as needed an inquiry letter to applicant regarding the status of the matter on which suspension is based. TMEP §§716.04, 716.05. Applicant will be notified when suspension is no longer appropriate. *See* TMEP §716.04.

No response to this notice is necessary; however, if applicant wants to respond, applicant should use the "Response to Suspension Inquiry or Letter of Suspension" form online at <http://teasroa.uspto.gov/rsi/rsi>.

PENDING CIVIL PROCEEDING(S): The pending civil proceeding(s) below pertains to (1) a registered mark that conflicts with applicant's mark under Trademark Act Section 2(d), (2) a mark in a pending application(s) that could conflict with applicant's mark under Section 2(d) if it registers, and/or (3) the registrability of applicant's mark. *See* 15 U.S.C. §1052; 37 C.F.R. §2.83; TMEP §§716.02(a), (c)-(d), 1208 *et seq.* Because the civil proceeding(s) pertains to an issue that could directly affect whether applicant's mark can be registered, action on this application is suspended pending termination of the civil proceeding(s). *See* 37 C.F.R. §2.67; TMEP §§716.02(a), (c)-(d).

- Cancellation No(s). 054629 for RN. 3904929

REFUSAL(S)/REQUIREMENT(S) CONTINUED AND MAINTAINED: The following refusal(s)/requirement(s) is/are continued and maintained: The likelihood to cause confusion refusal.

If applicant has questions regarding this Office action, please telephone or e-mail the assigned trademark examining attorney. All relevant e-mail communications will be placed in the official application record; however, an e-mail communication will not be accepted as a response to an Office action (no response is required for this action). *See* 37 C.F.R. §2.191; TMEP §§709.04-.05. Further, although the trademark examining attorney may provide additional explanation pertaining to the information in this Office action, the trademark examining attorney may not provide legal advice or statements about applicant's rights. *See* TMEP §§705.02, 709.06.

/Jason F. Turner/
Examining Attorney
Law Office 108
(571) 272-9353
(571) 273-9108 (Fax for Official Responses)
jason.turner@uspto.gov (Inqui

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using Trademark Applications and Registrations Retrieval (TARR) at <http://tarr.uspto.gov/>. Please keep a copy of the complete TARR screen. If TARR shows no change for more than six months, call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/trademarks/teas/correspondence.jsp>.

To: Sheltered Wings, Inc. (trademark@langlotz.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85095903 - EAGLE - VX-T67
Sent: 10/13/2011 12:48:06 PM
Sent As: ECOM108@USPTO.GOV
Attachments:

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

**USPTO LETTER (AN OFFICE ACTION) HAS ISSUED ON 10/13/2011 FOR
SERIAL NO. 85095903**

Please follow the instructions below:

TO READ OFFICE LETTER: Click on this [link](#) or go to <http://portal.uspto.gov/external/portal/tow> and enter the application serial number to [access](#) the Office letter

PLEASE NOTE: The Office letter may not be immediately available but will be viewable within 24 hours of this e-mail notification.

HELP: For *technical* assistance in accessing the Office correspondence, please e-mail TDR@uspto.gov. Please contact the assigned examining attorney with questions about the Office letter.

Response to Office Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85095903
LAW OFFICE ASSIGNED	LAW OFFICE 108
MARK SECTION (no change)	
ARGUMENT(S)	
<p>This is in response to the Office Action dated April 12, 2011, in which the office refused registration of Applicant's mark EAGLE on the ground that Applicant's mark so resembles the mark STEEL EAGLE in U.S. Registration No. 3,904,929 as to be likely to cause confusion under Section 2(d).</p> <p>Applicant has filed a petition to cancel U.S. Registration No. 3,904,929 under 15 U.S.C. §1064, a copy of which is enclosed with this response. Accordingly, Applicant requests that the prosecution of this application be suspended in accordance with TMEP §716.02(a) until the resolution of the cancellation proceeding respecting U.S. Registration No. 3,904,929 is resolved.</p>	
SIGNATURE SECTION	
RESPONSE SIGNATURE	/angela v. langlotz/
SIGNATORY'S NAME	Angela V. Langlotz
SIGNATORY'S POSITION	Attorney for Applicant, Nevada bar member
DATE SIGNED	10/11/2011
AUTHORIZED SIGNATORY	YES
FILING INFORMATION SECTION	
SUBMIT DATE	Tue Oct 11 18:49:27 EDT 2011
TEAS STAMP	USPTO/ROA-71.9.109.18-201 11011184927477521-8509590 3-480b06712d96d65ce82fd5f c8a9f9b8459-N/A-N/A-20111 011184753344424

Response to Office Action To the Commissioner for Trademarks:

Application serial no. **85095903** has been amended as follows:

ARGUMENT(S)

In response to the substantive refusal(s), please note the following:

This is in response to the Office Action dated April 12, 2011, in which the office refused registration of Applicant's mark EAGLE on the ground that Applicant's mark so resembles the mark STEEL EAGLE in U.S. Registration No. 3,904,929 as to be likely to cause confusion under Section 2(d).

Applicant has filed a petition to cancel U.S. Registration No. 3,904,929 under 15 U.S.C. §1064, a copy of which is enclosed with this response. Accordingly, Applicant requests that the prosecution of this application be suspended in accordance with TMEP §716.02(a) until the resolution of the cancellation proceeding respecting U.S. Registration No. 3,904,929 is resolved.

SIGNATURE(S)

Response Signature

Signature: /angela v. langlotz/ Date: 10/11/2011

Signatory's Name: Angela V. Langlotz

Signatory's Position: Attorney for Applicant, Nevada bar member

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

Serial Number: 85095903

Internet Transmission Date: Tue Oct 11 18:49:27 EDT 2011

TEAS Stamp: USPTO/ROA-71.9.109.18-201110111849274775

21-85095903-480b06712d96d65ce82fd5fc8a9f

9b8459-N/A-N/A-20111011184753344424

To: Sheltered Wings, Inc. (trademark@langlotz.com)

Subject: U.S. TRADEMARK APPLICATION NO. 85095903 - EAGLE - VX-T67

Sent: 4/12/2011 10:22:24 AM

Sent As: ECOM108@USPTO.GOV

Attachments: [Attachment - 1](#)
[Attachment - 2](#)
[Attachment - 3](#)
[Attachment - 4](#)
[Attachment - 5](#)
[Attachment - 6](#)
[Attachment - 7](#)
[Attachment - 8](#)
[Attachment - 9](#)
[Attachment - 10](#)
[Attachment - 11](#)
[Attachment - 12](#)
[Attachment - 13](#)
[Attachment - 14](#)
[Attachment - 15](#)
[Attachment - 16](#)
[Attachment - 17](#)
[Attachment - 18](#)
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[Attachment - 46](#)
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[Attachment - 48](#)
[Attachment - 49](#)
[Attachment - 50](#)
[Attachment - 51](#)
[Attachment - 52](#)
[Attachment - 53](#)
[Attachment - 54](#)
[Attachment - 55](#)

**UNITED STATES PATENT AND TRADEMARK OFFICE (USPTO)
OFFICE ACTION (OFFICIAL LETTER) ABOUT APPLICANT'S TRADEMARK APPLICATION**

APPLICATION SERIAL NO. 85095903

MARK: EAGLE

85095903

CORRESPONDENT ADDRESS:

ANGELA V. LANGLOTZ
LANGLOTZ PATENT & TRADEMARK
WORKS, INC.
PO BOX 9650337585
WASHINGTON, DC 20090

CLICK HERE TO RESPOND TO THIS LETTER:

http://www.uspto.gov/trademarks/teas/response_forms.jsp

APPLICANT: Sheltered Wings, Inc.

**CORRESPONDENT'S REFERENCE/DOCKET
NO:**

VX-T67

CORRESPONDENT E-MAIL ADDRESS:

trademark@langlotz.com

OFFICE ACTION

STRICT DEADLINE TO RESPOND TO THIS LETTER

TO AVOID ABANDONMENT OF APPLICANT'S TRADEMARK APPLICATION, THE USPTO MUST RECEIVE APPLICANT'S COMPLETE RESPONSE TO THIS LETTER **WITHIN 6 MONTHS** OF THE ISSUE/MAILING DATE BELOW.

ISSUE/MAILING DATE: 4/12/2011

Action on this application had been suspended pending the disposition of Application Serial No. 77-689308. That application has matured into a registration. Accordingly, the examining attorney determines as follows.

Mark is Likely to Cause Confusion

The examining attorney refuses registration under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d), because the applicant's mark, when used on or in connection with the identified goods, so resembles the mark in U.S. Registration No. 3904929 as to be likely to cause confusion, or to cause mistake, or to deceive. TMEP section 1207. See the enclosed registration.

Trademark Act Section 2(d) bars registration of an applied-for mark that so resembles a registered mark that it is likely that a potential consumer would be confused or mistaken or deceived as to the source of the goods and/or services of the applicant and registrant. *See* 15 U.S.C. §1052(d). The court in *In re E. I. du Pont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (C.C.P.A. 1973) listed the principal factors to be considered when determining whether there is a likelihood of confusion under Section 2(d). *See* TMEP §1207.01. However, not all of the factors are necessarily relevant or of equal weight, and any one factor may be dominant in a given case, depending upon the evidence of record. *In re Majestic Distilling Co.*, 315 F.3d 1311, 1315, 65 USPQ2d 1201, 1204 (Fed. Cir. 2003); *see In re E. I. du Pont*, 476 F.2d at 1361-62, 177 USPQ at 567.

The examining attorney must analyze each case in two steps to determine whether there is a likelihood of confusion. First, the examining attorney must look at the marks themselves for similarities in appearance, sound, connotation and commercial impression. *In re E. I. DuPont de Nemours & Co.*, 476 F.2d 1357, 177 USPQ 563 (CCPA 1973). Second, the examining attorney must compare the goods or services to determine if they are related or if the activities surrounding their marketing are such that confusion as to origin is likely. *In re August Storck KG*, 218 USPQ 823 (TTAB 1983); *In re International Telephone and Telegraph Corp.*, 197 USPQ 910 (TTAB 1978); *Guardian Products Co., v. Scott Paper Co.*, 200 USPQ 738 (TTAB 1978).

Analysis of Applicant's Mark and Registered Mark

First, a comparison of the respective marks show that they are comprised either in whole or significant part of the term "EAGLE." The mere deletion of wording from a registered mark is not sufficient to overcome a likelihood of confusion under Section 2(d). *See In re Optical Int'l*, 196 USPQ 775 (TTAB 1977) (where applicant filed to register the mark OPTIQUE for optical wear, deletion of the term BOUTIQUE is insufficient to distinguish the mark, *per se*, from the registered mark OPTIQUE BOUTIQUE when used in connection with competing optical wear). Accordingly, the applicant's mark, "EAGLE," is similar in sound, appearance, connotation and commercial impression to Registration No. 3904929's mark "STEEL EAGLE." Similarity in any one of these elements alone is sufficient to find a likelihood of confusion. *In re Mack*, 197 USPQ 755 (TTAB 1977).

It is well settled that in some circumstances, it is appropriate to recognize that one component of a particular mark may, for some reason, have more significance than other components in determining the commercial impression which is generated by the mark. *In re National Data Corp.*, 753 F.2d 1056, 224 USPQ 749 (Fed. Cir. 1985). Although the determination of whether or not confusion is likely must be based on a comparison of the marks in their entireties, the dominance of such a significant element must be taken into account in resolving this issue. *Ceccato v. Manifattura Lane Gaetano Morzotto Figli S.p.A.*, 32 USPQ 1192 (TTAB 1994). Disclaimed matter is typically less significant or less dominant.

The registrant's mark is "STEEL EAGLE." In the comparison above, the mark was viewed and considered as a whole. "STEEL," however, is descriptive of the feature of the goods and is of less trademark significance than "EAGLE."

Analysis of Goods and Services

Second, the relationship of the goods is evident because both marks are for goods including rifle scopes and binoculars. The overlapping identifications evidence the relationship.

As to the registrant's other goods, it should be noted that third party registrations that do not cover a wide variety of goods might have some probative value in establishing a relationship between the goods. *In re Parfums Schiaparelli Inc.*, 37 USPQ2d 1864 (TTAB 1995). A search of Office records reveals a number of registrations for spotting scopes or binoculars and telescopes as goods being utilized under the same mark (See attached for random examples).

The examining attorney must also consider any goods or services in the registrant's normal fields of expansion to determine whether the registrant's goods or services are related to the applicant's identified goods or services under Section 2(d). *In re General Motors Corp.*, 196 USPQ 574 (TTAB 1977). Accordingly, the mark is likely to cause consumer confusion as to source.

TEAS PLUS APPLICANTS MUST SUBMIT DOCUMENTS ELECTRONICALLY OR SUBMIT FEE: Applicants who filed their application online using the reduced-fee TEAS Plus application must continue to submit certain documents online using TEAS, including responses to Office actions. *See* 37 C.F.R. §2.23(a)(1). For a complete list of these documents, see TMEP §819.02(b). In addition, such applicants must accept correspondence from the Office via e-mail throughout the examination process and must maintain a valid e-mail address. 37 C.F.R. §2.23(a)(2); TMEP §§819, 819.02(a). TEAS Plus applicants who do not meet these requirements must submit an additional fee of \$50 per international class of goods and/or services. 37 C.F.R. §2.6(a)(1)(iv); TMEP §819.04. In appropriate situations and where all issues can be resolved by amendment, responding by telephone to authorize an examiner's amendment will not incur this additional fee.

If the applicant has any questions or needs assistance in responding to this office action, please telephone the assigned examining attorney.

/Jason F. Turner/
Examining Attorney
Law Office 108
(571) 272-9353
(571) 273-9108 (Fax for Official Responses)
jason.turner@uspto.gov (Inqui

TO RESPOND TO THIS LETTER: Go to http://www.uspto.gov/trademarks/teas/response_forms.jsp. Please wait 48-72 hours from the issue/ mailing date before using TEAS, to allow for necessary system updates of the application. For *technical* assistance with online forms, e-mail TEAS@uspto.gov. For questions about the Office action itself, please contact the assigned trademark examining attorney. **E-mail communications will not be accepted as responses to Office actions; therefore, do not respond to this Office action by e-mail.**

All informal e-mail communications relevant to this application will be placed in the official application record.

WHO MUST SIGN THE RESPONSE: It must be personally signed by an individual applicant or someone with legal authority to bind an applicant (i.e., a corporate officer, a general partner, all joint applicants). If an applicant is represented by an attorney, the attorney must sign the response.

PERIODICALLY CHECK THE STATUS OF THE APPLICATION: To ensure that applicant does not miss crucial deadlines or official notices, check the status of the application every three to four months using Trademark Applications and Registrations Retrieval (TARR) at <http://tarr.uspto.gov/>. Please keep a copy of the complete TARR screen. If TARR shows no change for more than six months, call 1-800-786-9199. For more information on checking status, see <http://www.uspto.gov/trademarks/process/status/>.

TO UPDATE CORRESPONDENCE/E-MAIL ADDRESS: Use the TEAS form at <http://www.uspto.gov/teas/eTEASpageE.htm>.

Print: Apr 12, 2011

77689308

DESIGN MARK

Serial Number

77689308

Status

REGISTERED

Word Mark

STEEL EAGLE

Standard Character Mark

Yes

Registration Number

3904929

Date Registered

2011/01/11

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Wohali Outdoors, LLC LIMITED LIABILITY COMPANY OKLAHOMA 1300 N.
Industrial Blvd. Claremore OKLAHOMA 74017

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Magnifying optical equipment, namely, rifle scopes and binoculars.
First Use: 2009/10/21. First Use In Commerce: 2009/10/21.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "STEEL" APART FROM THE
MARK AS SHOWN.

Filing Date

2009/03/12

Examining Attorney

MCMORROW, RONALD

Attorney of Record

Frank J. Catalano

STEEL EAGLE

Print: Apr 12, 2011

78515580

DESIGN MARK

Serial Number

78515580

Status

REGISTERED

Word Mark

XTR

Standard Character Mark

Yes

Registration Number

3127957

Date Registered

2006/08/08

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

BUSHNELL INC. CORPORATION DELAWARE 9200 CODY OVERLAND PARK KANSAS
66214

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Lens coatings sold as a component of sports optics products, namely,
binoculars, riflescopes, spotting scopes, rangefinders, bore-sighters,
telescopes, and telescopic gun sights for pistols, rifles and
shotguns. First Use: 2005/01/00. First Use In Commerce: 2005/02/00.

Filing Date

2004/11/11

Examining Attorney

PAPPAS, MATTHEW

Attorney of Record

Michael Elbein

XTR

DESIGN MARK

Serial Number

78552204

Status

REGISTERED

Word Mark

PAUL BUNYAN

Standard Character Mark

Yes

Registration Number

3089724

Date Registered

2006/05/09

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

PRESS HOLDING'S INTERNATIONAL, INC. CORPORATION 116 West 23rd Street,
Suite 500 c/o Sherman & Blank Inc. New York NEW YORK 10011

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
binoculars; carpenter's levels; children's educational software;
children's video tapes; directional compasses; computer game software;
decorative magnets; electric switch plates; gloves for protection
against accidents; goggles for sports; photographic slide
transparencies; sound recordings featuring adventure, environmental
sciences, and folklore; spectacle cases; sports eyewear; sunglasses;
survival suits; telescopes; video recordings featuring adventure,
environmental sciences, and folklore; walkie-talkies. First Use:
1975/02/12. First Use In Commerce: 1975/02/12.

Prior Registration(s)

2025161;2049274;2071723;AND OTHERS

Name/Portrait Statement

The name(s), portrait(s), and/or signature(s) shown in the mark does
not identify a particular living individual.

Print: Apr 12, 2011

78552204

Filing Date

2005/01/22

Examining Attorney

HOLTZ, ALLISON

Paul Bunyan

DESIGN MARK

Serial Number

78552207

Status

REGISTERED

Word Mark

DANIEL BOONE

Standard Character Mark

Yes

Registration Number

3050501

Date Registered

2006/01/24

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

PRESS HOLDING'S INTERNATIONAL, INC. CORPORATION 116 West 23, Suite 500
c/o Sherman & Blank Inc. Millwood NEW YORK 10011

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Binoculars; carpenter's levels; children's educational software;
children's video tapes; compasses; computer game software; decorative
magnets; electric switch plates; gaming machines; gloves for
protection against accidents; goggles for use in fishing, hunting, and
snow sports; photographic slide transparencies; sound recordings
featuring adventure, exploration, and history; spectacle cases; sports
eyewear; sunglasses; survival suits; telescopes; video game
cartridges; video recordings featuring adventure, exploration, and
history; walkie-talkies. First Use: 1975/11/18. First Use In
Commerce: 1975/11/18.

Prior Registration(s)

1856781;1996967;2108572;AND OTHERS

Name/Portrait Statement

The name(s), portrait(s), and/or signature(s) shown in the mark does

Print: Apr 12, 2011

78552207

not identify a particular living individual.

Filing Date

2005/01/22

Examining Attorney

HARDY, TARAH

Daniel Boone

DESIGN MARK

Serial Number

78552262

Status

REGISTERED

Word Mark

PECOS BILL

Standard Character Mark

Yes

Registration Number

3116381

Date Registered

2006/07/18

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

PRESS HOLDING'S INTERNATIONAL, INC. CORPORATION PANAMA 116 West 23rd Street, Suite 500 c/o Sherman & Blank Inc. New York NEW YORK 10011

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S: binoculars; children's educational software; children's video tapes; decorative magnets; electric switch plates; goggles for sports; photographic slide transparencies; sound recordings featuring adventure and folklore; spectacle cases; sports eyewear; sunglasses; telescopes; video recordings featuring adventure and folklore; walkie-talkies. First Use: 1978/01/10. First Use In Commerce: 1978/01/10.

Prior Registration(s)

1872555;1886929;1896123;AND OTHERS

Name/Portrait Statement

The name(s), portrait(s), and/or signature(s) shown in the mark does not identify a particular living individual.

Filing Date

Print: Apr 12, 2011

78552262

2005/01/23

Examining Attorney
SINGH, TEJBIR

Pecos Bill

Print: Apr 12, 2011

78552588

DESIGN MARK

Serial Number

78552588

Status

REGISTERED

Word Mark

MUELLER

Standard Character Mark

No

Registration Number

3063003

Date Registered

2006/02/28

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

Mueller Optics LLC LIMITED LIABILITY COMPANY MICHIGAN 6544 Finnegan
Rd. Johannesburg MICHIGAN 49751

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Optical lens sights for firearms, binoculars, spotting scopes. First
Use: 2003/08/01. First Use In Commerce: 2003/08/01.

Filing Date

2005/01/24

Examining Attorney

LORENZO, GEORGE

Attorney of Record

Christopher J. Day



Print: Apr 12, 2011

78556531

DESIGN MARK

Serial Number

78556531

Status

REGISTERED

Word Mark

LEGENDS OF THE WEST

Standard Character Mark

Yes

Registration Number

3054547

Date Registered

2006/01/31

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Geronimo Productions, Inc. CORPORATION DELAWARE 116 West 23rd Street,
Suite 500 c/o Sherman & Blank Inc. New York NEW YORK 10011

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Binoculars; children's educational software; children's video tapes;
computer game software; decorative magnets; electric switch plates;
downloadable electronic publications, namely, books featuring
adventure, folklore, and history; electronic publications, namely,
books featuring adventure, folklore, and history recorded on computer
media; gaming machines; goggles for sports; photographic slide
transparencies; sound recordings featuring adventure, folklore, and
history; spectacle cases; sports eyewear; sunglasses; telescopes;
video game cartridges; video recordings featuring adventure, folklore,
and history; walkie-talkies. First Use: 1979/06/02. First Use In
Commerce: 1979/06/02.

Prior Registration(s)

1923801;1945695;2036906;AND OTHERS

Filing Date

Print: Apr 12, 2011

78556531

2005/01/31

Examining Attorney
MCCAULEY, BRENDAN

Legends of the West

Print: Apr 12, 2011

78593915

DESIGN MARK

Serial Number

78593915

Status

REGISTERED

Word Mark

MULTIZERO

Standard Character Mark

Yes

Registration Number

3129032

Date Registered

2006/08/15

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Kahles, GmbH CORPORATION AUSTRIA Zeillergasse 20-22 Vienna AUSTRIA
1170

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Optical apparatus and instruments, namely, telescopes, telescopic
sights, binoculars, and telescopic sights for firearms. First Use:
2005/03/11. First Use In Commerce: 2005/03/11.

Foreign Country Name

AUSTRIA

Foreign Priority

FOREIGN PRIORITY CLAIMED

Foreign Application Number

AM65672004

Foreign Filing Date

2004/09/24

Print: Apr 12, 2011

78593915

Foreign Registration Number
222273

Foreign Registration Date
2004/12/30

Foreign Expiration Date
2014/12/30

Filing Date
2005/03/24

Examining Attorney
MCDOWELL, MATTHEW

Attorney of Record
Anton P. Ness

MULTIZERO

Print: Apr 12, 2011

78596617

DESIGN MARK

Serial Number

78596617

Status

REGISTERED

Word Mark

INDEX MATCHED LENS SYSTEM

Standard Character Mark

Yes

Registration Number

3125115

Date Registered

2006/08/01

Type of Mark

TRADEMARK

Register

SUPPLEMENTAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Leupold & Stevens, Inc. CORPORATION OREGON PO Box 688 Beaverton OREGON
970750688

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Optical lens sights for firearms; telescopic sights; rifle scopes;
telescopes; handgun scopes; optical lens scopes; spotting scopes;
binoculars. First Use: 2006/01/03. First Use In Commerce:
2006/01/03.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "SYSTEM" APART FROM THE
MARK AS SHOWN.

Filing Date

2005/03/28

Amended Register Date

2006/05/12

Examining Attorney

Print: Apr 12, 2011

78596617

SWAIN, MICHELE

Attorney of Record

Jere M. Webb

INDEX MATCHED LENS SYSTEM

Print: Apr 12, 2011

78603419

DESIGN MARK

Serial Number

78603419

Status

REGISTERED

Word Mark

NEPTUNE

Standard Character Mark

No

Registration Number

3144658

Date Registered

2006/09/19

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

CANDO ENTERPRISES, INC. CORPORATION CALIFORNIA 14642 Central Avenue
Chino CALIFORNIA 91710

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
telescopes and binoculars. First Use: 2003/12/17. First Use In
Commerce: 2003/12/17.

Description of Mark

The mark consists, in part, of a design of three curved or arched
overlapping bands with a four-pointed star in the center. The mark
also consists of the term NEPTUNE in stylized form below the curved
band and star design. The middle dash of each letter E in the term
NEPTUNE is formed by a four-pointed star.

Filing Date

2005/04/27

Examining Attorney

DELANEY, ZHALEH

Print: Apr 12, 2011

78603419

Attorney of Record
Alfred H. Chan



NEPTUNE

Print: Apr 12, 2011

78616900

DESIGN MARK

Serial Number

78616900

Status

REGISTERED

Word Mark

CANASCOPE

Standard Character Mark

Yes

Registration Number

3220669

Date Registered

2007/03/20

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Events Marketing LLC LIMITED LIABILITY CORPORATION NEVADA Suite 239
3315 Russell Road Las Vegas NEVADA 89120

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Telescopes and binoculars. First Use: 1999/08/00. First Use In
Commerce: 2000/08/00.

Filing Date

2005/04/26

Examining Attorney

CARRUTHERS, ALICE SUE

Canascope

DESIGN MARK

Serial Number

78651640

Status

REGISTERED

Word Mark

WOLLENSAK

Standard Character Mark

Yes

Registration Number

3123173

Date Registered

2006/08/01

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

VIRGINVILLE LENS COMPANY CORPORATION PENNSYLVANIA 1050 Maidencreek Road Fleetwood PENNSYLVANIA 19522

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S: Filters for optical devices; Optical glasses; Optical inspection apparatus for industrial use; Optical lens sights; Optical lenses; Optical or telescopic lens sights; Optical readers; Optical reflectors; Optical shutters; Scientific and technical apparatus, namely, optical mirrors; Prisms for scientific purposes; Prisms for telescopes; Reflectors for telescopes, Telescopes, Body-tubes for telescopes namely lens-barrels; Eyeglass lenses, Magnifying lenses, Ophthalmic lenses; Binoculars; Hunting binoculars; Laboratory equipment namely, spectrosopes; Adapter rings for attaching objectives on cameras; Camera cases; Camera filters; Cameras; Cameras shutters; Motion picture cameras; Photographic cameras; Range finders for cameras; Shutters for cameras; Viewfinders for cameras; Microscopes and parts thereof; Microscope condensers; Prisms for microscopes; Reflectors for microscopes; Microscopes. First Use: 1900/00/00. First Use In Commerce: 1900/00/00.

Print: Apr 12, 2011

78651640

Section 2f Statement
2(F) ENTIRE MARK

Filing Date
2005/06/15

Examining Attorney
DAHLING, KRISTIN

WOLLENSAK

Print: Apr 12, 2011

78661493

DESIGN MARK

Serial Number

78661493

Status

REGISTERED

Word Mark

STARSEEKER

Standard Character Mark

Yes

Registration Number

3148049

Date Registered

2006/09/26

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Imaginova Corp. CORPORATION DELAWARE 470 Park Avenue South 9th Floor
New York NEW YORK 10016

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Optical goods, namely, telescopes, binoculars, lenses, and telescope
parts, namely lenses, lens filters, body tubes, eye pieces, prisms,
reflectors, mounts, computerized mounts, computerized hand controllers
used to control the movement of the telescope and astro-camera,
astro-cameras used to take pictures of images that are seen through
the telescope and tripods. First Use: 2003/09/00. First Use In
Commerce: 2003/09/00.

Filing Date

2005/06/30

Examining Attorney

LEWIS, MICHAEL

Attorney of Record

Lara A. Holzman, Esq.

STARSEEKER

DESIGN MARK

Serial Number

78766074

Status

REGISTERED

Word Mark

WYATT EARP

Standard Character Mark

Yes

Registration Number

3293671

Date Registered

2007/09/18

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Geronimo Productions, Inc. CORPORATION DELAWARE 116 West 23rd Street,
Suite 500 c/o Sherman & Blank Inc. New York NEW YORK 10011

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Binoculars; Cases for mobile phones; Cases for spectacles and
sunglasses; Chains for spectacles; Compasses; Decorative switch plate
covers; Electric switch plates; Goggles for sports; Sports eyewear;
Sunglasses; Telescopes; Telescopic sights. First Use: 1997/12/31.
First Use In Commerce: 1997/12/31.

Prior Registration(s)

1822807;1822817;1981170;AND OTHERS

Name/Portrait Statement

The name(s), portrait(s), and/or signature(s) shown in the mark does
not identify a particular living individual.

Filing Date

2005/12/03

Print: Apr 12, 2011

78766074

Examining Attorney
MCCAULEY, BRENDAN

Wyatt Earp

Print: Apr 12, 2011

78807217

DESIGN MARK

Serial Number

78807217

Status

REGISTERED

Word Mark

GARRETT OPTICAL

Standard Character Mark

Yes

Registration Number

3222054

Date Registered

2007/03/27

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Garrett Optical LLC LIMITED LIABILITY COMPANY OKLAHOMA 11601 S. Lynn Lane Broken Arrow OKLAHOMA 740114022

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S: Binoculars; Golf scopes; Gun scopes; Hunting binoculars; Optical or telescopic lens sights; Rifle scopes; Spotting scopes; Telescopes; Tripods. First Use: 2005/04/01. First Use In Commerce: 2005/10/01.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "OPTICAL" APART FROM THE MARK AS SHOWN.

Filing Date

2006/02/03

Examining Attorney

STRUCK, ROBERT

Garrett Optical

Print: Apr 12, 2011

78831844

DESIGN MARK

Serial Number

78831844

Status

REGISTERED

Word Mark

KOWA

Standard Character Mark

No

Registration Number

3229361

Date Registered

2007/04/17

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

KOWA COMPANY, LTD. CORPORATION JAPAN 6-29, Nishiki 3-chome, Naka-ku
Nagoya JAPAN

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Photographic machines and apparatus, and their parts and fittings,
namely, digital cameras with zoom functions, optical lenses; optical
apparatus and instruments, and their parts and fittings, namely,
telescopes and binoculars, optical lenses. First Use: 2001/05/00.
First Use In Commerce: 2001/05/00.

Description of Mark

The mark consists of Kowa in an oval.

Filing Date

2006/03/08

Examining Attorney

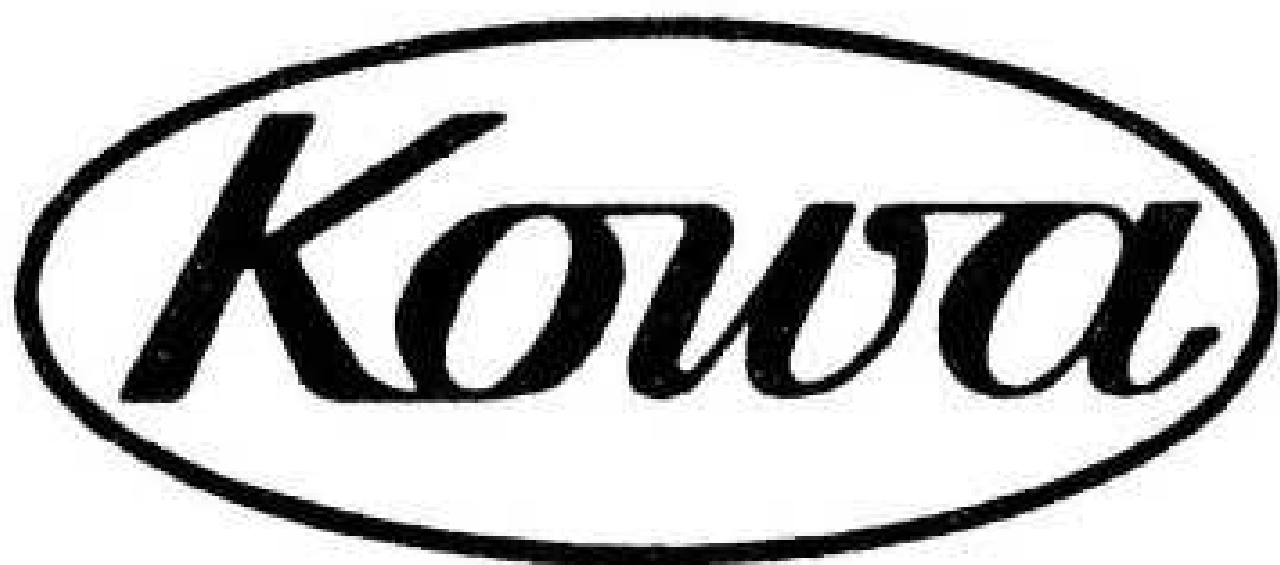
BENMAMAN, ALICE

Attorney of Record

Print: Apr 12, 2011

78831844

Thomas J. Moore



Print: Apr 12, 2011

78865804

DESIGN MARK

Serial Number

78865804

Status

REGISTERED

Word Mark

STAR • INNOVATIONS

Standard Character Mark

No

Registration Number

3206242

Date Registered

2007/02/06

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

Imagine Nation Books Ltd CORPORATION COLORADO 4601 Nautilus Court
South Boulder COLORADO 80301

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
35mm cameras; Binoculars; Camera tripods; Cameras; Telescopes. First
Use: 2005/12/14. First Use In Commerce: 2006/02/15.

Description of Mark

The mark consists of the wording "STAR INNOVATIONS" with a raised
period between the words "star" and "innovations" in which the letter
"A" is formed by a star.

Filing Date

2006/04/20

Examining Attorney

RITTNER, HANNO



Print: Apr 12, 2011

78895986

DESIGN MARK

Serial Number

78895986

Status

REGISTERED

Word Mark

FAMOUS TRAILS

Standard Character Mark

Yes

Registration Number

3202203

Date Registered

2007/01/23

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Famous Trails CORPORATION CALIFORNIA 1580 N. Harmony Circle Anaheim
CALIFORNIA 92807

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
night vision goggles, binoculars, metal detectors, parabolic
microphones, binocameras, telescopes and microscopes. First Use:
1999/12/01. First Use In Commerce: 1999/12/01.

Goods/Services

Class Status -- ACTIVE. IC 014. US 002 027 028 050. G & S: sport
watches, watches containing heart rate monitors, watches containing
remote control devices, watches containing digital cameras. First
Use: 2003/08/01. First Use In Commerce: 2003/08/01.

Filing Date

2006/05/30

Examining Attorney

DEFORD, JEFF

Print: Apr 12, 2011

78895986

Attorney of Record

Lisa A. Sanderson, Esq.

Famous Trails

DESIGN MARK

Serial Number

78910322

Status

REGISTERED

Word Mark

XOTIC

Standard Character Mark

No

Registration Number

3233198

Date Registered

2007/04/24

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

Southwestern Firearms, Inc. CORPORATION TEXAS 420 Century Way, #100
Red Oak TEXAS 75154

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Binoculars; Rifle scopes; Spotting scopes. First Use: 2005/01/01.
First Use In Commerce: 2005/01/01.

Description of Mark

The mark consists in part of a rifle scope reticle formed in the "O"
of XOTIC.

Filing Date

2006/06/16

Examining Attorney

BELENKER, ESTHER

Attorney of Record

Eric Karich

XO TIC

DESIGN MARK

Serial Number

78955641

Status

REGISTERED

Word Mark

TRIGGER STICK

Standard Character Mark

Yes

Registration Number

3671097

Date Registered

2009/08/18

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Primos, Inc. CORPORATION MISSISSIPPI 604 First Street Flora
MISSISSIPPI 39071

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Tripods, bipods, and monopods for binoculars, cameras, and telescopes
used in outdoor recreation. First Use: 2008/12/22. First Use In
Commerce: 2008/12/22.

Goods/Services

Class Status -- ACTIVE. IC 013. US 002 009. G & S: Tripods,
bipods, and monopods for firearms used in hunting. First Use:
2008/12/22. First Use In Commerce: 2008/12/22.

Filing Date

2006/08/18

Examining Attorney

HETZEL, DANNEAN

Attorney of Record

Print: Apr 12, 2011

78955641

L. Grant Foster

TRIGGER STICK

DESIGN MARK

Serial Number

78961804

Status

REGISTERED

Word Mark

CRYSTAL CLEAR OPTICS

Standard Character Mark

No

Registration Number

3905824

Date Registered

2011/01/11

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM

Owner

Kowa Company, Ltd. CORPORATION JAPAN 6-29, Nishiki 3-chome, Naka-ku
Nagoya JAPAN

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Photographic machines and apparatus, namely, digital cameras with zoom
functions, lenses and parts thereof; optical apparatus and
instruments, namely, telescopes, binoculars, lenses and parts thereof.
First Use: 2010/08/31. First Use In Commerce: 2010/08/31.

Goods/Services

Class Status -- ACTIVE. IC 010. US 026 039 044. G & S: Diagnostic
instruments, namely, tonometers, fundus cameras and slit-lamps for use
in ophthalmology. First Use: 2010/08/31. First Use In Commerce:
2010/08/31.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "OPTICS" APART FROM THE
MARK AS SHOWN.

Colors Claimed

Print: Apr 12, 2011

78961804

Color is not claimed as a feature of the mark.

Filing Date

2006/08/28

Examining Attorney

CHISOLM, KEVON

Attorney of Record

Thomas J. Moore

Crystal Clear Optics

To: Sheltered Wings, Inc. (trademark@langlotz.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85095903 - EAGLE - VX-T67
Sent: 4/12/2011 10:22:30 AM
Sent As: ECOM108@USPTO.GOV
Attachments:

IMPORTANT NOTICE REGARDING YOUR U.S. TRADEMARK APPLICATION

USPTO OFFICE ACTION HAS ISSUED ON 4/12/2011 FOR SERIAL NO. 85095903

Please follow the instructions below to continue the prosecution of your application:

TO READ OFFICE ACTION: Click on this [link](http://portal.uspto.gov/external/portal/tow) or go to <http://portal.uspto.gov/external/portal/tow> and enter the application serial number to [access](#) the Office action.

PLEASE NOTE: The Office action may not be immediately available but will be viewable within 24 hours of this e-mail notification.

RESPONSE IS REQUIRED: You should carefully review the Office action to determine (1) how to respond; and (2) the applicable [response time period](#). Your response deadline will be calculated from **4/12/2011** (or sooner if specified in the office action).

Do NOT hit "Reply" to this e-mail notification, or otherwise attempt to e-mail your response, as the USPTO does NOT accept e-mailed responses. Instead, the USPTO recommends that you respond online using the Trademark Electronic Application System [Response Form](#).

HELP: For *technical* assistance in accessing the Office action, please e-mail TDR@uspto.gov. Please contact the assigned examining attorney with questions about the Office action.

WARNING

Failure to file the required response by the applicable deadline will result in the [ABANDONMENT](#) of your application.

To: Sheltered Wings, Inc. (trademark@langlotz.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85095903 - EAGLE - VX-T67
Sent: 8/31/2010 7:07:32 PM
Sent As: ECOM108@USPTO.GOV
Attachments: [Attachment - 1](#)
[Attachment - 2](#)

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 85095903

MARK: EAGLE

85095903

CORRESPONDENT ADDRESS:

ANGELA V. LANGLOTZ
LANGLOTZ PATENT & TRADEMARK
WORKS, INC.
PO BOX 9650337585
WASHINGTON, DC 20090

GENERAL TRADEMARK INFORMATION:
<http://www.uspto.gov/main/trademarks.htm>

APPLICANT: Sheltered Wings, Inc.

CORRESPONDENT'S REFERENCE/DOCKET

NO:

VX-T67

CORRESPONDENT E-MAIL ADDRESS:

trademark@langlotz.com

NOTICE OF SUSPENSION

ISSUE/MAILING DATE: 8/31/2010

SUSPENSION PROCEDURE: This suspension notice serves to suspend action on the application for the reason(s) specified below. No response is needed. However, if you wish to respond to this notice, you should use the "Response to Letter of Suspension" form found at <http://teasroa.uspto.gov/rsi/rsi>. The Office will conduct periodic status checks to determine if suspension remains appropriate.

The examining attorney has searched the Office records and has found no similar registered mark that would bar registration under Trademark Act Section 2(d), 15 U.S.C. §1052(d). TMEP §704.02.

Action on this application is suspended pending the disposition of:

- Application Serial No(s). **77-689308**

Since applicant's effective filing date is subsequent to the effective filing date of the above-identified application, the latter, if and when it registers, may be cited against this application in a refusal to register under Section 2(d) of the Trademark Act, 15 U.S.C. §1052(d). See 37 C.F.R. §2.83; TMEP §§1208 et seq. A copy of information relevant to this pending application **is attached**.

Applicant may submit a request to remove the application from suspension to present arguments related to the potential conflict between the applications or other arguments related to the ground for suspension. TMEP §716.03. Applicant's election not to present arguments during suspension will not affect the applicant's right to present arguments later should a refusal in fact issue. If a refusal does issue, applicant will be afforded 6 months from the mailing or e-mailing date of the Office action to submit a response. 15 U.S.C. §1062(b); 37 C.F.R. §2.62.

If the applicant has any questions or needs assistance, please telephone the assigned examining attorney.

/Jason F. Turner/
Examining Attorney
Law Office 108
(571) 272-9353
(571) 273-9108 (Fax for Official Responses)

STATUS CHECK: Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

Print: Aug 31, 2010

77689308

DESIGN MARK

Serial Number

77689308

Status

NOTICE OF ALLOWANCE - ISSUED

Word Mark

STEEL EAGLE

Standard Character Mark

Yes

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Wohali Outdoors, LLC LIMITED LIABILITY COMPANY OKLAHOMA 1700 W. Albany Street Broken Arrow OKLAHOMA 74012

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S: Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes.

Disclaimer Statement

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "STEEL" APART FROM THE MARK AS SHOWN.

Filing Date

2009/03/12

Examining Attorney

MCMORROW, RONALD

Attorney of Record

Frank J. Catalano

STEEL EAGLE

To: Sheltered Wings, Inc. (trademark@langlotz.com)
Subject: U.S. TRADEMARK APPLICATION NO. 85095903 - EAGLE - VX-T67
Sent: 8/31/2010 7:07:38 PM
Sent As: ECOM108@USPTO.GOV
Attachments:

**IMPORTANT NOTICE REGARDING YOUR
U.S. TRADEMARK APPLICATION**

**USPTO LETTER (AN OFFICE ACTION) HAS ISSUED ON 8/31/2010 FOR
SERIAL NO. 85095903**

Please follow the instructions below:

TO READ OFFICE LETTER: Click on this [link](#) or go to <http://portal.uspto.gov/external/portal/tow> and enter the application serial number to [access](#) the Office letter

PLEASE NOTE: The Office letter may not be immediately available but will be viewable within 24 hours of this e-mail notification.

HELP: For *technical* assistance in accessing the Office correspondence, please e-mail TDR@uspto.gov. Please contact the assigned examining attorney with questions about the Office letter.

*** User:jturner ***

#	Total Marks	Dead Marks	Live Viewed Docs	Live Viewed Images	Status/ Search Duration	Search
01	66	4	62	54	0:01	"sheltered wings"[on]
02	4197	N/A	0	0	0:37	*{ "iey" } { v } gl { "iey" } * [bi, ti]
03	1555	N/A	0	0	0:03	2 not dead [ld]
04	741	N/A	0	0	0:03	3 and "009" [cc]
05	230	0	230	156	0:01	4 and ("009" [ic] or "a" [ic] or "b" [ic] or "200" [ic])

Session started 8/30/2010 9:26:56 PM

Session finished 8/30/2010 9:34:58 PM

Total search duration 0 minutes 45 seconds

Session duration 8 minutes 2 seconds

Default NEAR limit=1 ADJ limit=1

Sent to TICSRS as Serial Number: 85095903

EAGLE

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 85095903

Filing Date: 07/29/2010

*NOTE: Data fields with the * are mandatory under TEAS Plus. The wording "(if applicable)" appears where the field is only mandatory under the facts of the particular application.*

The table below presents the data as entered.

Input Field	Entered
TEAS Plus	YES
MARK INFORMATION	
*MARK	EAGLE
*STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	EAGLE
*MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Sheltered Wings, Inc.
*STREET	2120 West Greenview Drive, Suite Four
*CITY	Middleton
*STATE (Required for U.S. applicants)	Wisconsin
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	53562
LEGAL ENTITY INFORMATION	
*TYPE	CORPORATION

* STATE/COUNTRY OF INCORPORATION	Wisconsin
GOODS AND/OR SERVICES AND BASIS INFORMATION	
* INTERNATIONAL CLASS	009
IDENTIFICATION	Binoculars; Riflescopes; Spotting scopes; Telescopes
* FILING BASIS	SECTION 1(b)
ADDITIONAL STATEMENTS SECTION	
* TRANSLATION (if applicable)	
* TRANSLITERATION (if applicable)	
* CLAIMED PRIOR REGISTRATION (if applicable)	The applicant claims ownership of U.S. Registration Number(s) 3192083, 2886199, 3726431, and others.
* CONSENT (NAME/LIKENESS) (if applicable)	
* CONCURRENT USE CLAIM (if applicable)	
ATTORNEY INFORMATION	
NAME	Angela V. Langlotz
ATTORNEY DOCKET NUMBER	VX-T67
FIRM NAME	Langlotz Patent & Trademark Works, Inc.
STREET	P.O. Box 96503 #37585
CITY	Washington
STATE	District of Columbia
COUNTRY	United States
ZIP/POSTAL CODE	20090-6503
PHONE	866-280-5242
FAX	866-280-5242
EMAIL ADDRESS	trademark@langlotz.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Bennet K. Langlotz
CORRESPONDENCE INFORMATION	
* NAME	Angela V. Langlotz

FIRM NAME	Langlotz Patent & Trademark Works, Inc.
*STREET	P.O. Box 96503 #37585
*CITY	Washington
*STATE (Required for U.S. applicants)	District of Columbia
*COUNTRY	United States
*ZIP/POSTAL CODE	20090-6503
PHONE	866-280-5242
FAX	866-280-5242
*EMAIL ADDRESS	trademark@langlotz.com
*AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1
FEE PER CLASS	275
*TOTAL FEE PAID	275
SIGNATURE INFORMATION	
* SIGNATURE	/angela v. langlotz/
* SIGNATORY'S NAME	Angela V. Langlotz
* SIGNATORY'S POSITION	Attorney of Record, Nevada bar member
* DATE SIGNED	07/29/2010

Trademark/Service Mark Application, Principal Register

TEAS Plus Application

Serial Number: 85095903

Filing Date: 07/29/2010

To the Commissioner for Trademarks:

MARK: EAGLE (Standard Characters, see [mark](#))

The literal element of the mark consists of EAGLE.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Sheltered Wings, Inc., a corporation of Wisconsin, having an address of
2120 West Greenview Drive, Suite Four
Middleton, Wisconsin 53562
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

For specific filing basis information for each item, you must view the display within the Input Table.

International Class 009: Binoculars; Riflescopes; Spotting scopes; Telescopes

Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant claims ownership of U.S. Registration Number(s) 3192083, 2886199, 3726431, and others.

The applicant's current Attorney Information:

Angela V. Langlotz and Bennet K. Langlotz of Langlotz Patent & Trademark Works, Inc.
P.O. Box 96503 #37585
Washington, District of Columbia 20090-6503
United States

The attorney docket/reference number is VX-T67.

The docket/reference number is VX-T67.

The applicant's current Correspondence Information:

Angela V. Langlotz
Langlotz Patent & Trademark Works, Inc.
P.O. Box 96503 #37585

Washington, District of Columbia 20090-6503

866-280-5242(phone)

866-280-5242(fax)

trademark@langlotz.com (authorized)

A fee payment in the amount of \$275 has been submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /angela v. langlotz/ Date Signed: 07/29/2010

Signatory's Name: Angela V. Langlotz

Signatory's Position: Attorney of Record, Nevada bar member

RAM Sale Number: 1071

RAM Accounting Date: 07/30/2010

Serial Number: 85095903

Internet Transmission Date: Thu Jul 29 14:50:45 EDT 2010

TEAS Stamp: USPTO/FTK-74.60.76.0-2010072914504561516

2-85095903-47028cb55b75fe99605d2a8f724c6

25aa-CC-1071-20100729141635226717

EAGLE

EXHIBIT H
TO DECLARATION OF
JACQUELINE M. SCHWARTZ

United States of America

United States Patent and Trademark Office

STEEL EAGLE

Reg. No. 3,904,929

Registered Jan. 11, 2011

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

WOHALI OUTDOORS, LLC (OKLAHOMA LIMITED LIABILITY COMPANY)
1300 N. INDUSTRIAL BLVD.
CLAREMORE, OK 74017

FOR: MAGNIFYING OPTICAL EQUIPMENT, NAMELY, RIFLE SCOPES AND BINOCULARS,
IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 10-21-2009; IN COMMERCE 10-21-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "STEEL", APART FROM THE MARK AS SHOWN.

SN 77-689,308, FILED 3-12-2009.

RONALD MCMORROW, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

Generated on: This page was generated by TSDR on 2012-08-23 14:03:06 EST

Mark: STEEL EAGLE

STEEL EAGLE

US Serial Number: 77689308

Application Filing Date: Mar. 12, 2009

US Registration Number: 3904929

Registration Date: Jan. 11, 2011

Register: Principal

Mark Type: Trademark

Status: A cancellation proceeding is pending at the Trademark Trial and Appeal Board. For further information, see TTABVUE on the Trademark Trial and Appeal Board web page.

Status Date: Oct. 12, 2011

Publication Date: Jan. 26, 2010

Mark Information

Mark Literal Elements: STEEL EAGLE

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Disclaimer: "STEEL"

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Magnifying optical equipment, namely, rifle scopes and binoculars

International Class:	009 - Primary Class	U.S Class:	021, 023, 026, 036, 038
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Oct. 21, 2009	Use in Commerce:	Oct. 21, 2009

Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes	Amended Use:	No
Filed ITU:	Yes	Currently ITU:	No	Amended ITU:	No
Filed 44D:	No	Currently 44D:	No	Amended 44D:	No
Filed 44E:	No	Currently 44E:	No	Amended 44E:	No
Filed 66A:	No	Currently 66A:	No		
Filed No Basis:	No	Currently No Basis:	No		

Current Owner(s) Information

Owner Name:	Wohali Outdoors, LLC		
	1300 N. Industrial Blvd.		
Owner Address:	Claremore, OKLAHOMA 74017		
	UNITED STATES		
Legal Entity Type:	LIMITED LIABILITY COMPANY	State or Country Where Organized:	OKLAHOMA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: S. Max Harris

Correspondent

Correspondent Name/Address: S MAX HARRIS
DOYLE HARRIS DAVIS & HAUGHEY
1350 SOUTH BOULDER
SUITE 700
TULSA, OK 74119
UNITED STATES

Phone 918-592-1276

Fax 918-592-4389

Correspondent e-mail Authorized Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 27, 2012	NOTICE OF SUIT	
Oct. 20, 2011	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2011	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 12, 2011	CANCELLATION INSTITUTED NO. 999999	54629
Jan. 11, 2011	REGISTERED-PRINCIPAL REGISTER	
Dec. 09, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Dec. 08, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Dec. 08, 2010	ASSIGNED TO LIE	66213
Nov. 16, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 04, 2010	STATEMENT OF USE PROCESSING COMPLETE	76873
Oct. 20, 2010	USE AMENDMENT FILED	76873
Nov. 04, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76873
Oct. 20, 2010	TEAS STATEMENT OF USE RECEIVED	
Apr. 20, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 26, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jan. 26, 2010	PUBLISHED FOR OPPOSITION	
Dec. 18, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	76537
Dec. 18, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 17, 2009	AMENDMENT FROM APPLICANT ENTERED	76537
Dec. 17, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	76537
Dec. 17, 2009	ASSIGNED TO LIE	76537
Dec. 10, 2009	PAPER RECEIVED	
Jun. 05, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325

Jun. 05, 2009	NON-FINAL ACTION E-MAILED	6325
Jun. 05, 2009	NON-FINAL ACTION WRITTEN	73708
Jun. 04, 2009	ASSIGNED TO EXAMINER	73708
Mar. 16, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 16, 2009	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

Current Location:	PUBLICATION AND ISSUE SECTION	Date in Location:	Dec. 08, 2010
--------------------------	----------------------------------	--------------------------	---------------

**EXHIBIT I
TO DECLARATION OF
JACQUELINE M. SCHWARTZ**

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court _____ for the Western District of Wisconsin _____ on the following

☒ Trademarks or ☐ Patents. (☐ the patent action involves 35 U.S.C. § 292.):

DOCKET NO. 11-CV-300	DATE FILED 4/25/2011	U.S. DISTRICT COURT for the Western District of Wisconsin
PLAINTIFF Sheltered Wings, Inc.		DEFENDANT Wohali Outdoors, LLC
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		See Attachment A
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		<i>Next page</i>
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT

CLERK Peter Oppeneer, Clerk of Court	(BY) DEPUTY CLERK s/Lynn Kamke, Deputy Clerk	DATE 6/29/2011
--	--	--------------------------

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

**ATTACHMENT A
TO
REPORT ON THE FILING OR DETERMINATION OF AN
ACTION REGARDING A PATENT OR TRADEMARK**

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court *for the Western District of Wisconsin* on the following:

☒ Trademark

Docket No.: 11-CV-300	Date Filed: 04/25/2011	U.S. District Court: for the Western District of Wisconsin
Plaintiff Sheltered Wings, Inc.		Defendant Wohali Outdoors, LLC
Patent or Trademark No.	Date of Patent or Trademark	Holder of Patent or Trademark
1. 3,192,083	01/02/2007	Sheltered Wings, Inc.
2. 2,886,199	09/21/2004	Sheltered Wings, Inc.
3. 3,794,245	05/25/2010	Sheltered Wings, Inc.
4. 3,726,431	12/15/2009	Sheltered Wings, Inc.
5. 3,787,739	05/11/2010	Sheltered Wings, Inc.
6. 3,904,929	01/11/2011	Wohali Outdoors, LLC

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77689308
REGISTRATION NUMBER	3904929
LAW OFFICE ASSIGNED	LAW OFFICE 105
MARK SECTION	
MARK	STEEL EAGLE
ATTORNEY SECTION	
ORIGINAL ADDRESS	WOHALI OUTDOORS LLC 008962.00003 1300 N INDUSTRIAL BLVD CLAREMORE , OK 74017 918-595-4963 918-595-4990 iplaw@gablelaw.com
NEW OTHER APPOINTED ATTORNEYS	Steven M. Harris
NEW ATTORNEY ADDRESS	
STATEMENT TEXT	By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney.
NAME	S. Max Harris
FIRM NAME	DOYLE HARRIS DAVIS & HAUGHEY
STREET	1350 South Boulder, Suite 700
CITY	Tulsa
STATE	Oklahoma
COUNTRY	United States
POSTAL/ZIP CODE	74119

PHONE	918-592-1276
FAX	918-592-4389
EMAIL	max.harris@1926blaw.com
ATTORNEY AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
NEW CORRESPONDENCE ADDRESS	
NAME	S. Max Harris
FIRM NAME	DOYLE HARRIS DAVIS & HAUGHEY
STREET	1350 South Boulder, Suite 700
CITY	Tulsa
STATE	Oklahoma
COUNTRY	United States
POSTAL/ZIP CODE	74119
PHONE	918-592-1276
FAX	918-592-4389
EMAIL	max.harris@1926blaw.com
AUTHORIZED TO COMMUNICATE VIA E-MAIL	YES
OTHER APPOINTED ATTORNEY	Steven M. Harris
SIGNATURE SECTION	
SIGNATURE	/Patrick J. Guest/
SIGNATORY NAME	Patrick J. Guest
SIGNATORY DATE	10/20/2011
SIGNATORY POSITION	Registered Agent
FILING INFORMATION SECTION	
SUBMIT DATE	Thu Oct 20 14:21:51 EDT 2011
TEAS STAMP	USPTO/RAA-98.191.226.25-2 0111020142151474833-77689 308-4806076c64378360132ee e9943eebc8a6-N/A-N/A-2011 1020141239933420

Revocation of Attorney/Domestic Representative and/or Appointment of Attorney/Domestic Representative

To the Commissioner for Trademarks:

MARK: STEEL EAGLE

SERIAL NUMBER: 77689308

REGISTRATION NUMBER: 3904929

The original attorney

WOHALI OUTDOORS LLC
008962.00003
1300 N INDUSTRIAL BLVD
CLAREMORE , OK 74017
918-595-4963
918-595-4990
iplaw@gablelaw.com

Original Correspondence Address :

WOHALI OUTDOORS LLC
1300 N INDUSTRIAL BLVD
CLAREMORE , OK 74017
918-595-4963
918-595-4990
iplaw@gablelaw.com

By submission of this request, the undersigned REVOKES the power of attorney currently of record, as listed above, and hereby APPOINTS the following new attorney. In addition, any additional previously-appointed attorneys that are currently listed in the application are replaced with the new "Other Appointed Attorneys" listed below.

Newly Appointed Attorney:

S. Max Harris
DOYLE HARRIS DAVIS & HAUGHEY
1350 South Boulder, Suite 700
Tulsa, Oklahoma 74119
United States
918-592-1276
918-592-4389
max.harris@1926blaw.com

Other Appointed Attorneys:

Steven M. Harris

The following is to be used as the correspondence address:

S. Max Harris

DOYLE HARRIS DAVIS & HAUGHEY

1350 South Boulder, Suite 700

Tulsa, Oklahoma 74119

United States

918-592-1276

918-592-4389

max.harris@1926blaw.com

Signature: /Patrick J. Guest/ Date: 10/20/2011

Signatory's Name: Patrick J. Guest

Signatory's Position: Registered Agent

Serial Number: 77689308

Internet Transmission Date: Thu Oct 20 14:21:51 EDT 2011

TEAS Stamp: USPTO/RAA-98.191.226.25-2011102014215147

4833-77689308-4806076c64378360132eee9943

eebc8a6-N/A-N/A-20111020141239933420

United States of America

United States Patent and Trademark Office

STEEL EAGLE

Reg. No. 3,904,929

Registered Jan. 11, 2011

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

WOHALI OUTDOORS, LLC (OKLAHOMA LIMITED LIABILITY COMPANY)
1300 N. INDUSTRIAL BLVD.
CLAREMORE, OK 74017

FOR: MAGNIFYING OPTICAL EQUIPMENT, NAMELY, RIFLE SCOPES AND BINOCULARS,
IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 10-21-2009; IN COMMERCE 10-21-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "STEEL", APART FROM THE MARK AS SHOWN.

SN 77-689,308, FILED 3-12-2009.

RONALD MCMORROW, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

From: TMOfficialNotices@USPTO.GOV
Sent: Thursday, December 9, 2010 00:10 AM
To: iplaw@gablelaw.com
Subject: Trademark Serial Number 77689308 : Official USPTO Notice of Acceptance of Statement of Use

NOTICE OF ACCEPTANCE OF STATEMENT OF USE

Serial Number: 77-689,308
Mark: STEEL EAGLE(STANDARD CHARACTER MARK)
Owner: Wohali Outdoors, LLC
Reference Number: 008962.00003

The USPTO has accepted the Statement of Use filed for the trademark application identified above. The mark will now register and the registration certificate will issue in due course barring any extraordinary circumstances.

For further information, including information on filing and maintenance requirements for U.S. trademark applications and registrations and required fees, please consult the USPTO website at www.uspto.gov or call the Trademark Assistance Center at 1-800-786-9199.

To check the status of an application, go to <http://tarr.uspto.gov/>.

Trademark Snap Shot Publication & Issue Review Stylesheet

(Table presents the data on Publication & Issue Review Complete)

OVERVIEW

SERIAL NUMBER	77689308	FILING DATE	03/12/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	MCMORROW, RONALD G	L.O. ASSIGNED	105

PUB INFORMATION

RUN DATE	12/09/2010		
PUB DATE	01/26/2010		
STATUS	819-SU - REGISTRATION REVIEW COMPLETE		
STATUS DATE	12/08/2010		
LITERAL MARK ELEMENT	STEEL EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	YES	1 (a)	NO
1 (b)	YES	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	STEEL EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Wohali Outdoors, LLC
ADDRESS	1300 N. Industrial Blvd. Claremore, OK 74017
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Magnifying optical equipment, namely, rifle scopes and binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	10/21/2009	FIRST USE IN COMMERCE DATE	10/21/2009	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"STEEL"

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
12/09/2010	SUNA	E	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	023
12/08/2010	REGV	O	LAW OFFICE REGISTRATION REVIEW COMPLETED	022
12/08/2010	ALIE	A	ASSIGNED TO LIE	021
11/16/2010	CNPR	P	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	020
11/04/2010	SUPC	I	STATEMENT OF USE PROCESSING COMPLETE	019
10/20/2010	IUAF	S	USE AMENDMENT FILED	018
11/04/2010	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	017
10/20/2010	EISU	I	TEAS STATEMENT OF USE RECEIVED	016
04/20/2010	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	015

01/26/2010	NPUB	E	NOTICE OF PUBLICATION E-MAILED	014
01/26/2010	PUBO	A	PUBLISHED FOR OPPOSITION	013
12/18/2009	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	012
12/18/2009	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	011
12/17/2009	ACEC	I	AMENDMENT FROM APPLICANT ENTERED	010
12/17/2009	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
12/17/2009	ALIE	A	ASSIGNED TO LIE	008
12/10/2009	MAIL	I	PAPER RECEIVED	007
06/05/2009	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/05/2009	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/05/2009	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/04/2009	DOCK	D	ASSIGNED TO EXAMINER	003
03/16/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/16/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Frank J. Catalano
CORRESPONDENCE ADDRESS	FRANK J. CATALANO GABLE GOTWALS 100 W 5TH ST FL 10 TULSA, OK 74103-4240
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Wohali Outdoors, LLC
ADDRESS	1700 W. Albany Street Broken Arrow, OK 74012
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma

STEEL EAGLE

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	77689308	FILING DATE	03/12/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	MCMORROW, RONALD G	L.O. ASSIGNED	105

PUB INFORMATION

RUN DATE	11/17/2010		
PUB DATE	01/26/2010		
STATUS	818-SU - STATEMENT OF USE ACCEPTED - APPROVED FOR REGISTRATION		
STATUS DATE	11/16/2010		
LITERAL MARK ELEMENT	STEEL EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	YES	1 (a)	NO
1 (b)	YES	1 (b)	NO	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	STEEL EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Wohali Outdoors, LLC
ADDRESS	1300 N. Industrial Blvd. Claremore, OK 74017
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Magnifying optical equipment, namely, rifle scopes and binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	10/21/2009	FIRST USE IN COMMERCE DATE	10/21/2009	CLASS STATUS	6-ACTIVE
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MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"STEEL"

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
11/16/2010	CNPR	P	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	020
11/04/2010	SUPC	I	STATEMENT OF USE PROCESSING COMPLETE	019
10/20/2010	IUAF	S	USE AMENDMENT FILED	018
11/04/2010	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	017
10/20/2010	EISU	I	TEAS STATEMENT OF USE RECEIVED	016
04/20/2010	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	015
01/26/2010	NPUB	E	NOTICE OF PUBLICATION E-MAILED	014
01/26/2010	PUBO	A	PUBLISHED FOR OPPOSITION	013
12/18/2009	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	012

12/18/2009	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	011
12/17/2009	ACEC	I	AMENDMENT FROM APPLICANT ENTERED	010
12/17/2009	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
12/17/2009	ALIE	A	ASSIGNED TO LIE	008
12/10/2009	MAIL	I	PAPER RECEIVED	007
06/05/2009	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/05/2009	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/05/2009	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/04/2009	DOCK	D	ASSIGNED TO EXAMINER	003
03/16/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/16/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Frank J. Catalano
CORRESPONDENCE ADDRESS	FRANK J. CATALANO GABLE GOTWALS 100 W 5TH ST FL 10 TULSA, OK 74103-4240
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Wohali Outdoors, LLC
ADDRESS	1700 W. Albany Street Broken Arrow, OK 74012
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma

STEEL EAGLE

Trademark Snap Shot ITU Unit Action
(Table presents the data on ITU Unit Action)

OVERVIEW

SERIAL NUMBER	77689308	FILING DATE	03/12/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	MCMORROW, RONALD G	L.O. ASSIGNED	105

PUB INFORMATION

RUN DATE	11/05/2010		
PUB DATE	01/26/2010		
STATUS	748-STATEMENT OF USE - TO EXAMINER		
STATUS DATE	11/04/2010		
LITERAL MARK ELEMENT	STEEL EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	STEEL EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO

CURRENT OWNER INFORMATION

PARTY TYPE	20-OWNER AT PUBLICATION
NAME	Wohali Outdoors, LLC
ADDRESS	1300 N. Industrial Blvd. Claremore, OK 74017
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma

GOODS AND SERVICES

INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Magnifying optical equipment, namely, rifle scopes and binoculars

GOODS AND SERVICES CLASSIFICATION

INTERNATIONAL CLASS	009	FIRST USE DATE	10/21/2009	FIRST USE IN COMMERCE DATE	10/21/2009	CLASS STATUS	6-ACTIVE
---------------------	-----	----------------	------------	----------------------------	------------	--------------	----------

MISCELLANEOUS INFORMATION/STATEMENTS

CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"STEEL"

PROSECUTION HISTORY

DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
11/04/2010	SUPC	I	STATEMENT OF USE PROCESSING COMPLETE	019
10/20/2010	IUAF	S	USE AMENDMENT FILED	018
11/04/2010	AITU	A	CASE ASSIGNED TO INTENT TO USE PARALEGAL	017
10/20/2010	EISU	I	TEAS STATEMENT OF USE RECEIVED	016
04/20/2010	NOAM	O	NOA MAILED - SOU REQUIRED FROM APPLICANT	015
01/26/2010	NPUB	E	NOTICE OF PUBLICATION E-MAILED	014
01/26/2010	PUBO	A	PUBLISHED FOR OPPOSITION	013
12/18/2009	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	012
12/18/2009	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	011

12/17/2009	ACEC	I	AMENDMENT FROM APPLICANT ENTERED	010
12/17/2009	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
12/17/2009	ALIE	A	ASSIGNED TO LIE	008
12/10/2009	MAIL	I	PAPER RECEIVED	007
06/05/2009	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/05/2009	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/05/2009	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/04/2009	DOCK	D	ASSIGNED TO EXAMINER	003
03/16/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/16/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Frank J. Catalano
CORRESPONDENCE ADDRESS	FRANK J. CATALANO GABLE GOTWALS 100 W 5TH ST FL 10 TULSA, OK 74103-4240
DOMESTIC REPRESENTATIVE	NONE

PRIOR OWNER INFORMATION

PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Wohali Outdoors, LLC
ADDRESS	1700 W. Albany Street Broken Arrow, OK 74012
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma

STEEL EAGLE





Trademark/Service Mark Statement of Use (15 U.S.C. Section 1051(d))

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	77689308
LAW OFFICE ASSIGNED	LAW OFFICE 105
EXTENSION OF USE	NO
MARK SECTION	
MARK	STEEL EAGLE
OWNER SECTION (current)	
NAME	Wohali Outdoors, LLC
STREET	1700 W. Albany Street
CITY	Broken Arrow
STATE	Oklahoma
ZIP/POSTAL CODE	74012
COUNTRY	US
OWNER SECTION (proposed)	
NAME	Wohali Outdoors, LLC
STREET	1300 N. Industrial Blvd.
CITY	Claremore
STATE	Oklahoma
ZIP/POSTAL CODE	74017
COUNTRY	United States
PHONE	918-595-4963
FAX	918-595-4990
EMAIL	iplaw@gablelaw.com
GOODS AND/OR SERVICES SECTION	

INTERNATIONAL CLASS	009
CURRENT IDENTIFICATION	Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes
GOODS OR SERVICES DELETED FROM THE APPLICATION OR INCLUDED IN A REQUEST TO DIVIDE	shotgun scopes, pistol scopes, spotting scopes, telescopes
GOODS OR SERVICES IN USE IN COMMERCE	for magnifying optical equipment, namely, rifle scopes and binoculars
FIRST USE ANYWHERE DATE	10/21/2009
FIRST USE IN COMMERCE DATE	10/21/2009
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT11\IMAGEOUT11\776\893\77689308\xml1\ SOU0002.JPG
	\\TICRS\EXPORT11\IMAGEOUT11\776\893\77689308\xml1\ SOU0003.JPG
SPECIMEN DESCRIPTION	digital photograph of a rifle scope and box showing the mark and a digital photograph of binoculars showing the mark
REQUEST TO DIVIDE	NO
PAYMENT SECTION	
NUMBER OF CLASSES IN USE	1
SUBTOTAL AMOUNT [ALLEGATION OF USE FEE]	100
TOTAL AMOUNT	100
SIGNATURE SECTION	
DECLARATION SIGNATURE	/fjc-bampa/
SIGNATORY'S NAME	Frank J. Catalano
SIGNATORY'S POSITION	Attorney of Record; Member of Okla. Bar
DATE SIGNED	10/20/2010
FILING INFORMATION	
SUBMIT DATE	Wed Oct 20 17:06:53 EDT 2010
TEAS STAMP	USPTO/SOU-209.12.179.34-2 0101020170653387767-77689 308-4704bd5ca24345b5d2df7 ce1bb462b9a-DA-3648-20101 020163223864921

Trademark/Service Mark Statement of Use
(15 U.S.C. Section 1051(d))

To the Commissioner for Trademarks:

MARK: STEEL EAGLE

SERIAL NUMBER: 77689308

The applicant, Wohali Outdoors, LLC, having an address of
1300 N. Industrial Blvd.
Claremore, Oklahoma 74017
United States

is submitting the following allegation of use information:

For International Class 009:

Current identification: Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes

This **allegation of use** does **NOT** cover the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class; these goods or services are either being **permanently deleted or included in a Request to Divide**: shotgun scopes, pistol scopes, spotting scopes, telescopes

The mark is in use in commerce on or in connection with the following goods or services listed in either the application or Notice of Allowance or as subsequently modified for this specific class: for magnifying optical equipment, namely, rifle scopes and binoculars

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 10/21/2009, and first used in commerce at least as early as 10/21/2009, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) digital photograph of a rifle scope and box showing the mark and a digital photograph of binoculars showing the mark.

[Specimen File1](#)

[Specimen File2](#)

The applicant is not filing a Request to Divide with this Allegation of Use form.

A fee payment in the amount of \$100 will be submitted with the form, representing payment for the allegation of use for 1 class.

Declaration

Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). Applicant is the owner of the mark sought to be registered, and is using the mark in commerce on or in connection with the goods/services identified above, as evidenced by the attached specimen(s) showing the mark as used in commerce.

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the form or any resulting registration, declares that he/she is properly authorized to execute this form on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /fjc-bampa/ Date Signed: 10/20/2010

Signatory's Name: Frank J. Catalano

Signatory's Position: Attorney of Record; Member of Okla. Bar

RAM Sale Number: 3648

RAM Accounting Date: 10/21/2010

Serial Number: 77689308

Internet Transmission Date: Wed Oct 20 17:06:53 EDT 2010

TEAS Stamp: USPTO/SOU-209.12.179.34-2010102017065338

7767-77689308-4704bd5ca24345b5d2df7ce1bb

462b9a-DA-3648-20101020163223864921





FEE RECORD SHEET

Serial Number: 77689308



RAM Sale Number: 3648

Total Fees: \$100

RAM Accounting Date: 20101021

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20101020	\$100	1	\$100

Transaction Date: 20101020



U.S. Patent and Trademark Office (USPTO)

NOTICE OF ALLOWANCE

NOTE: If any data on this notice is incorrect, please fax a request for correction to the Intent to Use Unit at 571-273-9550. Please include the serial number of your application on ALL correspondence with the USPTO.

ISSUE DATE: Apr 20, 2010

FRANK J. CATALANO
GABLE GOTWALS
100 W 5TH ST FL 10
TULSA, OK 74103-4240

ATTORNEY
REFERENCE NUMBER

008962.00003

**** IMPORTANT INFORMATION: 6 MONTH DEADLINE ****

You filed the trademark application identified below based upon a bona fide intention to use the mark in commerce. You must use the mark in commerce and file a Statement of Use (a.k.a. Allegation of Use) before the USPTO will register the mark. You have six (6) MONTHS from the ISSUE DATE of this Notice of Allowance (NOA) to file either a Statement of Use, or if you are not yet using the mark in commerce, a Request for Extension of Time to File a Statement of Use ("Extension Request"). If you file an extension request, you must continue to file a new request every six months calculated from the issue date of the NOA until the Statement of Use is filed. Applicant may file a total of five (5) extension requests. **FAILURE TO FILE A REQUIRED DOCUMENT DURING THE APPROPRIATE TIME PERIOD WILL RESULT IN THE ABANDONMENT OF YOUR APPLICATION.**

Please note that both the "Statement of Use " and "Extension Request" have many legal requirements including fees. Therefore, we encourage use of the USPTO forms, available online at <http://www.uspto.gov/teas/index.html> (under "INTENT-TO-USE (ITU) FORMS"), to avoid the possible omission of important information. Please note that the Trademark Electronic Application System (TEAS) provides line-by-line help instructions for completing the Extension Request or Statement of Use forms online. If you do not have access to the Internet, you may call 1-800-786-9199 to request the printed form(s).

**** Registration Subject to Cancellation for Fraudulent Statements ****

Ensure that statements made in filings to the USPTO are accurate, as inaccuracies may result in the cancellation of your trademark registration. The lack of a bona fide intention to use the mark with all goods and/or services included in an application or the lack of use on all goods and/or services for which you claimed use could jeopardize the validity of your registration, possibly resulting in its cancellation.

The following information should be reviewed for accuracy:

SERIAL NUMBER: 77/689308
MARK: STEEL EAGLE (STANDARD CHARACTER MARK)
OWNER: Wohali Outdoors, LLC
1700 W. Albany Street
Broken Arrow , OKLAHOMA 74012

This application has the following bases, but not necessarily for all listed goods/services:

Section 1(a): NO

Section 1(b): YES

Section 44(e): NO

GOODS/SERVICES BY INTERNATIONAL CLASS

009 - Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes -- FIRST USE DATE: NONE; -- USE IN COMMERCE DATE: NONE

ALL OF THE GOODS/SERVICES IN EACH CLASS ARE LISTED

ADDITIONAL INFORMATION MAY BE PRESENT IN THE USPTO RECORDS

From: TMOOfficialNotices@USPTO.GOV
Sent: Tuesday, January 26, 2010 00:36 AM
To: iplaw@gablelaw.com
Subject: Official USPTO Notice of Publication: Serial Number 77689308

NOTICE OF PUBLICATION

Serial Number: 77-689,308
Mark: STEEL EAGLE(STANDARD CHARACTER MARK)
International Class(es): 009
Applicant: Wohali Outdoors, LLC
Attorney Reference Number: 008962.00003

The mark identified above has been published in the *Trademark Official Gazette* (OG) on Jan 26, 2010. Any party who believes it will be damaged by the registration of the mark may file a notice of opposition (or extension of time therefor) with the Trademark Trial and Appeal Board. If no party files an opposition or extension request within thirty (30) days after the publication date, then within twelve (12) weeks of the publication date a notice of allowance (NOA) should issue. (Note: The applicant must file a Statement of Use or Extension Request within six (6) months after the NOA issues.)

On the publication date or shortly thereafter, the applicant should carefully review the information that appears in the OG for accuracy (see steps, *below*). If any information is incorrect, the applicant should immediately email the requested correction to **TMPostPubQuery@uspto.gov**. For general information about this notice, please contact the Trademark Assistance Center at 1-800-786-9199.

1. Click on the following link or paste the URL into an internet browser:
http://www.uspto.gov/web/trademarks/tmog/20100126_OG.pdf#page=1
2. Wait for the total OG to download completely (as indicated on bottom of OG page).
3. At the top/side of the displayed page, click wherever the "binoculars" icon appears.
4. Enter in the "search" box the name of the applicant (for individual: last name, first name) or the serial number in this exact format (with hyphen and comma): 77-689,308, e.g.
5. View the retrieved result(s). If multiple results appear in the "results" box, click directly on each "search term" shown in the box to access all separate appearances in the OG.

Trademark Snap Shot Publication & Issue Review Stylesheet

(Table presents the data on Publication & Issue Review Complete)

OVERVIEW

SERIAL NUMBER	77689308	FILING DATE	03/12/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	MCMORROW, RONALD G	L.O. ASSIGNED	105

PUB INFORMATION

RUN DATE	12/19/2009		
PUB DATE	N/A		
STATUS	681-PUBLICATION/ISSUE REVIEW COMPLETE		
STATUS DATE	12/18/2009		
LITERAL MARK ELEMENT	STEEL EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	STEEL EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO
CURRENT OWNER INFORMATION	
PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Wohali Outdoors, LLC
ADDRESS	1700 W. Albany Street Broken Arrow, OK 74012
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma
GOODS AND SERVICES	
INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes

GOODS AND SERVICES CLASSIFICATION							
INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS	
CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"STEEL"

PROSECUTION HISTORY				
DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
12/18/2009	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	012
12/18/2009	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	011
12/17/2009	ACEC	I	AMENDMENT FROM APPLICANT ENTERED	010
12/17/2009	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
12/17/2009	ALIE	A	ASSIGNED TO LIE	008
12/10/2009	MAIL	I	PAPER RECEIVED	007
06/05/2009	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/05/2009	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/05/2009	CNRT	R	NON-FINAL ACTION WRITTEN	004

06/04/2009	DOCK	D	ASSIGNED TO EXAMINER	003
03/16/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/16/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Frank J. Catalano
CORRESPONDENCE ADDRESS	FRANK J. CATALANO GABLE GOTWALS 100 W 5TH ST FL 10 TULSA, OK 74103-4240
DOMESTIC REPRESENTATIVE	NONE

STEEL EAGLE

Trademark Snap Shot Publication Stylesheet
(Table presents the data on Publication Approval)

OVERVIEW

SERIAL NUMBER	77689308	FILING DATE	03/12/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	MCMORROW, RONALD G	L.O. ASSIGNED	105

PUB INFORMATION

RUN DATE	12/19/2009		
PUB DATE	N/A		
STATUS	681-PUBLICATION/ISSUE REVIEW COMPLETE		
STATUS DATE	12/18/2009		
LITERAL MARK ELEMENT	STEEL EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	STEEL EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO
CURRENT OWNER INFORMATION	
PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Wohali Outdoors, LLC
ADDRESS	1700 W. Albany Street Broken Arrow, OK 74012
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma
GOODS AND SERVICES	
INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes

GOODS AND SERVICES CLASSIFICATION							
INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS	
CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"STEEL"

PROSECUTION HISTORY				
DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
12/18/2009	PREV	O	LAW OFFICE PUBLICATION REVIEW COMPLETED	012
12/18/2009	CNSA	P	APPROVED FOR PUB - PRINCIPAL REGISTER	011
12/17/2009	ACEC	I	AMENDMENT FROM APPLICANT ENTERED	010
12/17/2009	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
12/17/2009	ALIE	A	ASSIGNED TO LIE	008
12/10/2009	MAIL	I	PAPER RECEIVED	007
06/05/2009	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/05/2009	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/05/2009	CNRT	R	NON-FINAL ACTION WRITTEN	004

06/04/2009	DOCK	D	ASSIGNED TO EXAMINER	003
03/16/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	002
03/16/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001

CURRENT CORRESPONDENCE INFORMATION

ATTORNEY	Frank J. Catalano
CORRESPONDENCE ADDRESS	FRANK J. CATALANO GABLE GOTWALS 100 W 5TH ST FL 10 TULSA, OK 74103-4240
DOMESTIC REPRESENTATIVE	NONE

STEEL EAGLE

Trademark Snap Shot Amendment & Mail Processing Stylesheet
(Table presents the data on Amendment & Mail Processing Complete)

OVERVIEW

SERIAL NUMBER	77689308	FILING DATE	03/12/2009
REG NUMBER	0000000	REG DATE	N/A
REGISTER	PRINCIPAL	MARK TYPE	TRADEMARK
INTL REG #	N/A	INTL REG DATE	N/A
TM ATTORNEY	MCMORROW, RONALD G	L.O. ASSIGNED	105

PUB INFORMATION

RUN DATE	12/18/2009		
PUB DATE	N/A		
STATUS	661-RESPONSE AFTER NON-FINAL-ACTION-ENTERED		
STATUS DATE	12/17/2009		
LITERAL MARK ELEMENT	STEEL EAGLE		
DATE ABANDONED	N/A	DATE CANCELLED	N/A
SECTION 2F	NO	SECTION 2F IN PART	NO
SECTION 8	NO	SECTION 8 IN PART	NO
SECTION 15	NO	REPUB 12C	N/A
RENEWAL FILED	NO	RENEWAL DATE	N/A
DATE AMEND REG	N/A		

FILING BASIS

FILED BASIS		CURRENT BASIS		AMENDED BASIS	
1 (a)	NO	1 (a)	NO	1 (a)	NO
1 (b)	YES	1 (b)	YES	1 (b)	NO
44D	NO	44D	NO	44D	NO
44E	NO	44E	NO	44E	NO
66A	NO	66A	NO		
NO BASIS	NO	NO BASIS	NO		

MARK DATA

STANDARD CHARACTER MARK	YES
LITERAL MARK ELEMENT	STEEL EAGLE

MARK DRAWING CODE	4-STANDARD CHARACTER MARK
COLOR DRAWING FLAG	NO
CURRENT OWNER INFORMATION	
PARTY TYPE	10-ORIGINAL APPLICANT
NAME	Wohali Outdoors, LLC
ADDRESS	1700 W. Albany Street Broken Arrow, OK 74012
ENTITY	16-LTD LIAB CO
CITIZENSHIP	Oklahoma
GOODS AND SERVICES	
INTERNATIONAL CLASS	009
DESCRIPTION TEXT	Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes

GOODS AND SERVICES CLASSIFICATION							
INTERNATIONAL CLASS	009	FIRST USE DATE	NONE	FIRST USE IN COMMERCE DATE	NONE	CLASS STATUS	6-ACTIVE

MISCELLANEOUS INFORMATION/STATEMENTS	
CHANGE IN REGISTRATION	NO
DISCLAIMER W/PREDETER TXT	"STEEL"

PROSECUTION HISTORY				
DATE	ENT CD	ENT TYPE	DESCRIPTION	ENT NUM
12/17/2009	ACEC	I	AMENDMENT FROM APPLICANT ENTERED	010
12/17/2009	CRFA	I	CORRESPONDENCE RECEIVED IN LAW OFFICE	009
12/17/2009	ALIE	A	ASSIGNED TO LIE	008
12/10/2009	MAIL	I	PAPER RECEIVED	007
06/05/2009	GNRN	O	NOTIFICATION OF NON-FINAL ACTION E-MAILED	006
06/05/2009	GNRT	F	NON-FINAL ACTION E-MAILED	005
06/05/2009	CNRT	R	NON-FINAL ACTION WRITTEN	004
06/04/2009	DOCK	D	ASSIGNED TO EXAMINER	003
03/16/2009	NWOS	I	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED	002

			IN TRAM	
03/16/2009	NWAP	I	NEW APPLICATION ENTERED IN TRAM	001
CURRENT CORRESPONDENCE INFORMATION				
ATTORNEY			Frank J. Catalano	
CORRESPONDENCE ADDRESS			FRANK J. CATALANO GABLE GOTWALS 100 W 5TH ST FL 10 TULSA, OK 74103-4240	
DOMESTIC REPRESENTATIVE			NONE	

STEEL EAGLE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: WOHALI OUTDOORS, LLC
SERIAL NO.: 77/689,308
FOR: STEEL EAGLE
DOCKET NO 008962.00003
FILED: 03/12/2009
EXAMINING ATTY: McMORROW, RONALD

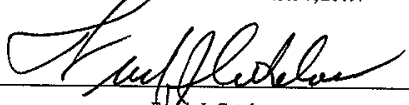
Commissioner for Trademarks
P. O. Box 1451
Alexandria, VA 22313-1451

RESPONSE TO OFFICE ACTION DATED JUNE 5, 2009

In response to the Office Action dated June 5, 2009, Applicant asks that the application be amended as shown herein.

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this document and any document referred to as being attached therein is being deposited with the U.S. Postal Service in an envelope as "First Class Mail" addressed to: Commissioner for Trademarks, P. O. Box 1451, Alexandria VA 22313-1451 on December 7, 2009.


Frank J. Catalano



12-10-2009

Requirements Relative to Identification of Goods

The Examiner has indicated that Applicant's identification of goods is "indefinite and must be clarified." Please amend the description of goods in the application to read as follows:

Magnifying optical equipment, namely, rifle scopes, shotgun scopes, pistol scopes, spotting scopes, binoculars and telescopes in Class 9.

Disclaimer

The Examiner has asked Applicant to disclaim the descriptive wording "STEEL" apart from the mark as shown. Please amend the application by adding the following:

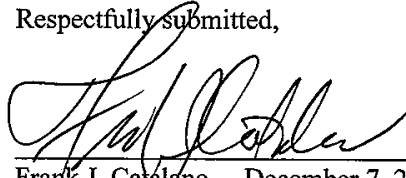
No claim is made to the exclusive right to use "STEEL" apart from the mark as shown.

Conclusion

Applicant has herein specifically identified the goods in the class covered by the application and has disclaimed the exclusive right to use the word "STEEL" apart from the mark as shown. It is respectfully requested that this Application be passed to publication.

It is believed that no additional fees are due relative to this Application, but should a fee deficiency exist, the Commissioner is authorized to charge Deposit Account 50-1971, or, if appropriate, to credit that same account should overpayment have been made. If additional information is needed, the Examiner is asked to contact the undersigned.

Respectfully submitted,



Frank J. Catalano December 7, 2009

Registration No. 25836

PTO Customer No. 28827

GABLEGOTWALS

100 West 5th St., 10th Floor

Tulsa, OK 74103

Tel: (918) 595-4963

Fax: (918) 595-4990

E-mail: iplaw@gablelaw.com

To: Wohali Outdoors, LLC (iplaw@gablelaw.com)

Subject: U.S. TRADEMARK APPLICATION NO. 77689308 - STEEL EAGLE - 008962.00003

Sent: 6/5/2009 7:05:41 PM

Sent As: ECOM105@USPTO.GOV

Attachments: [Attachment - 1](#)
[Attachment - 2](#)
[Attachment - 3](#)
[Attachment - 4](#)
[Attachment - 5](#)
[Attachment - 6](#)
[Attachment - 7](#)
[Attachment - 8](#)
[Attachment - 9](#)
[Attachment - 10](#)
[Attachment - 11](#)
[Attachment - 12](#)
[Attachment - 13](#)
[Attachment - 14](#)
[Attachment - 15](#)
[Attachment - 16](#)
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[Attachment - 25](#)
[Attachment - 26](#)
[Attachment - 27](#)
[Attachment - 28](#)

UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 77/689308

MARK: STEEL EAGLE

77689308

CORRESPONDENT ADDRESS:

FRANK J. CATALANO
GABLE GOTWALS
100 W 5TH ST FL 10
TULSA, OK 74103-4240

RESPOND TO THIS ACTION:

<http://www.uspto.gov/teas/eTEASpageD.htm>

GENERAL TRADEMARK INFORMATION:

<http://www.uspto.gov/main/trademarks.htm>

APPLICANT: Wohali Outdoors, LLC

CORRESPONDENT'S REFERENCE/DOCKET

NO:

008962.00003

CORRESPONDENT E-MAIL ADDRESS:

iplaw@gablelaw.com

OFFICE ACTION

TO AVOID ABANDONMENT, THE OFFICE MUST RECEIVE A PROPER RESPONSE TO THIS OFFICE ACTION WITHIN 6 MONTHS OF THE ISSUE/MAILING DATE.

ISSUE/MAILING DATE: 6/5/2009

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

Search Results

The trademark examining attorney has searched the Office's database of registered and pending marks and has found no conflicting marks that would bar registration under Trademark Act Section 2(d). TMEP §704.02; *see* 15 U.S.C. §1052(d).

Identification of Goods

The identification of goods is indefinite and must be clarified. *See* TMEP §1402.01. In the identification of goods, applicant must use the common commercial or generic names for the goods, be as complete and specific as possible, and avoid the use of indefinite words and phrases. If applicant uses indefinite words such as "accessories," "components," "devices," "equipment," "materials," "parts," "systems" or "products," such words must be followed by "namely," followed by a list of the specific goods identified by their common commercial or generic names. *See* TMEP §§1402.01, 1402.03(a).

Applicant may adopt the following identification, if accurate:

Magnifying optical equipment, namely, [indicate specific products using common commercial names, e.g., magnifying glasses, etc.] in Class 9.

Identifications of goods can be amended only to clarify or limit the goods; adding to or broadening the scope of the goods is not permitted. 37 C.F.R. §2.71(a); *see* TMEP §§1402.06 *et seq.*, 1402.07.

Therefore, applicant may not amend the identification to include goods that are not within the scope of the goods set forth in the present identification.

For assistance with identifying and classifying goods and/or services in trademark applications, please see the online searchable *Manual of Acceptable Identifications of Goods and Services* at <http://tess2.uspto.gov/netahtml/tidm.html>. *See* TMEP §1402.04.

Disclaimer

Applicant must disclaim the descriptive wording “STEEL” apart from the mark as shown because it merely describes a feature or characteristic of the goods. *See* 15 U.S.C. §1056(a); TMEP §§1213, 1213.03(a). The goods are “magnifying optical equipment.”

As evidence in support of the disclaimer requirement, the examining attorney has attached definitions of STEEL downloaded from www.dictionary.com and copies of current Registrations for various goods that include a disclaimer of STEEL.

The computerized printing format for the Office’s *Trademark Official Gazette* requires a standardized format for a disclaimer. TMEP §1213.08(a)(i). The following is the standard format used by the Office:

No claim is made to the exclusive right to use “STEEL” apart from the mark as shown.

TMEP §1213.08(a)(i); *see In re Owatonna Tool Co.*, 231 USPQ 493 (Comm’r Pats. 1983).

Response

If applicant has questions about its application or this Office action, please contact the assigned trademark examining attorney at the telephone number below.

/Ronald McMorrow/
Examining Attorney

Law Office 105
(571) 272-9306


RESPOND TO THIS ACTION: Applicant should file a response to this Office action online using the form at <http://www.uspto.gov/teas/eTEASpageD.htm>, waiting 48-72 hours if applicant received notification of the Office action via e-mail. For *technical* assistance with the form, please e-mail TEAS@uspto.gov. For questions about the Office action itself, please contact the assigned examining attorney. **Do not respond to this Office action by e-mail; the USPTO does not accept e-mailed responses.**

If responding by paper mail, please include the following information: the application serial number, the mark, the filing date and the name, title/position, telephone number and e-mail address of the person signing the response. Please use the following address: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451.

STATUS CHECK: Check the status of the application at least once every six months from the initial filing date using the USPTO Trademark Applications and Registrations Retrieval (TARR) online system at <http://tarr.uspto.gov>. When conducting an online status check, print and maintain a copy of the complete TARR screen. If the status of your application has not changed for more than six months, please contact the assigned examining attorney.

DictionaryThesaurusReferenceNEW TranslateWeb

LoginRegisterHelp



steel

Search

Related Searches

on Ask.com

How is steel made

When was steel inven...

What elements make ...

History of steel

Properties of steel

Steel making proces...

Steel production

Physical properties...

What is steel used ...

Chart of types of s...

Density of steel

Steel industry

Synonyms

brace

forearm

fortify

ready

strengthen

animate

buck up

cheer

embolden


encourage

gird

harden

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steel

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-noun

1.

any of various modified forms of iron, artificially produced, having a carbon content less than that of pig iron and more than that of wrought iron, and having qualities of hardness, elasticity, and strength varying according to composition and heat treatment: generally categorized as having a high, medium, or low-carbon content.

2.

a thing or things made of this metal.

3.

a flat strip of this metal used for stiffening, esp. in corsets; stay.

4.

a bar of this metal that has one end formed to hold a bit for driving through rock.

5.

steels, stocks or bonds of companies producing this metal.

6.

a sword.

7.

a rounded rod of ridged steel, fitted with a handle and used esp. for sharpening knives.

-adjective

1.

pertaining to or made of steel

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steedless
steedlike
steek
steeked
steeking
steel
steel arch bridge
steel band
steel blue
steel company
steel drum

8. pertaining to or made of steel.
9. like steel in color, hardness, or strength.

—verb (used with object)

10. to fit with steel, as by pointing, edging, or overlaying.
11. to cause to resemble steel in some way.
12. to render insensible, inflexible, unyielding, determined, etc.:
He steeled himself to perform the dangerous task.

Origin:

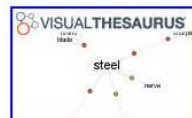
bef. 900; (n.) ME *stele*, OE (north) *stæle*; c. D *staal*, G *Stahl*, ON *stål*; (v.) ME *stelen*, OE *stýled* edged with steel, deriv. of the n.

Related forms:

steellike, adjective

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steel (stēl)

n.

1. A generally hard, strong, durable, malleable alloy of iron and carbon, usually containing between 0.2 and 1.5 percent carbon, often with other constituents such as manganese, chromium, nickel, molybdenum, copper, tungsten, cobalt, or silicon, depending on the desired alloy properties, and widely used as a structural material.
2. Something, such as a sword, that is made of steel.
3. A quality suggestive of this alloy, especially a hard, unflinching character.
4. Steel gray.

adj.

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adj.

1.
 - a. Made with, relating to, or consisting of steel: *steel beams; the steel industry; a bicycle with a steel frame.*
 - b. Very firm or strong: *a steel grip.*
2. Of a steel gray.

tr.v. **steeled, steel-ing, steels**

1. To cover, plate, edge, or point with steel.
2. To make hard, strong, or obdurate; strengthen: *He steeled himself for disappointment.*

[Middle English stel, from Old English stēle, stēl.]

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Steel

Steel, n. [AS. st[=e], st[=y], st[=y]le; akin to D. staal, G. stahl, OHG. stahal, Icel. st[=a], Dan. staal, Sw. st[*a], Old Prussian stakla.]

1. (Metal) A variety of iron intermediate in composition and properties between wrought iron and cast iron (containing between one half of one per cent and one and a half per cent of carbon), and consisting of an alloy of iron with an iron carbide. Steel, unlike wrought iron, can be tempered, and retains magnetism. Its malleability decreases, and fusibility increases, with an increase in carbon.

2. An instrument or implement made of steel; as: (a) A weapon, as a sword, dagger, etc. "Brave Macbeth . . . with his brandished steel." --Shak.

While doubting thus he stood, Received the steel bathed in his brother's blood. --Dryden. (b) An instrument of steel (usually a round rod) for sharpening knives. (c) A piece of steel for striking sparks from flint.

3. Fig.: Anything of extreme hardness; that which is characterized by sternness or rigor. "Heads of steel." --Johnson. "Manhood's heart of steel." --Byron.

4. (Med.) A chalybeate medicine. --Dunglison.

Note: Steel is often used in the formation of compounds, generally of obvious meaning; as, steel-clad, steel-girt, steel-hearted, steel-plated, steel-pointed, etc.

Bessemer steel (Metal.) See in the Vocabulary.

Blister steel. (Metal.) See under Blister.

Cast steel (Metal) a fine variety of steel, originally made by

Cast steel (Metal.), a fine variety of steel, originally made by smelting blister or cementation steel; hence, ordinarily, steel of any process of production when remelted and cast.

Chromium steel (Metal.), a hard, tenacious variety containing a little chromium, and somewhat resembling tungsten steel.

Mild steel (Metal.), a kind of steel having a lower proportion of carbon than ordinary steel, rendering it softer and more malleable.

Puddled steel (Metal.), a variety of steel produced from cast iron by the puddling process.

Steel duck (Zo["o]l.), the goosander, or merganser. [Prov. Eng.]

Steel mill. (a) (Firearms) See Wheel lock, under Wheel. (b) A mill which has steel grinding surfaces. (c) A mill where steel is manufactured.

Steel trap, a trap for catching wild animals. It consists of two iron jaws, which close by means of a powerful steel spring when the animal disturbs the catch, or tongue, by which they are kept open.

Steel wine, wine, usually sherry, in which steel filings have been placed for a considerable time, -- used as a medicine.

Tincture of steel (Med.), an alcoholic solution of the chloride of iron.

Tungsten steel (Metal.), a variety of steel containing a small amount of tungsten, and noted for its tenacity and hardness, as well as for its malleability and tempering qualities. It is also noted for its magnetic properties.

Steel

Steel\, v. t. [imp. & p. p. Steeled; p. pr. & vb. n. Steeling.] [AS. stlan: cf. Icel. st[ae]la. See Steel, n.]

1. To overlay, point, or edge with steel; as, to steel a razor; to steel an ax.

2. To make hard or strong; hence, to make insensible or obdurate.

Lies well steeled with weighty arguments. --Shak.

O God of battles! steel my soldier's hearts. --Shak.

Why will you fight against so sweet a passion, And steel your heart to such a world of charms? --Addison.

3. Fig.: To cause to resemble steel, as in smoothness, polish, or other qualities.

These waters, steeled By breezeless air to smoothest polish. --Wordsworth.

word sense

4. (Elec.) To cover, as an electrottype plate, with a thin layer of iron by electrolysis. The iron thus deposited is very hard, like steel.

Webster's Revised Unabridged Dictionary, © 1996, 1998 MICRA, Inc.
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NEW Language Translation for : **steel**

Italian: **acciaio**; **d'acciaio**, German: **der Stahl, Stahl-...**,
Japanese: **鋼鉄(の)**

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steel

O.E. *stȳlc*, from W.Gmc. adj. **stakhlijan* "made of steel" (cf. O.S. *stehli*, O.N., M.L.G. *stal*, Dan. *staal*, Swed. *stål*, M.Du. *stael*, Du. *staal*, O.H.G. *stahal*, Ger. *Stahl*), related to **stakhla* "standing fast," from PIE **stek-lo-*, from base **stak-* "to stand, place, be firm" (see *stay* (n.1)). No corresponding word exists outside Gmc. except those likely borrowed from Gmc. languages. The fig. verb sense of "make hard or strong like steel" is first recorded 1581. Steel wool is attested from 1896.

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steel (stēl) [Pronunciation Key](#)

Any of various hard, strong, flexible alloys of iron and carbon. Often, other metals are added to give steel a particular property, such as chromium and nickel to make it stainless. Steel is widely used in many kinds of tools and as a structural material in building.

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Steel

The "bow of steel" in (A.V.) 2 Sam. 22:35; Job 20:24; Ps. 18:34 is in the Revised Version "bow of brass" (Heb. *kesheth-nehushah*). In Jer. 15:12 the same word is used, and is also rendered in the Revised Version "brass." But more correctly it is copper (q.v.), as brass in the ordinary sense of the word (an alloy of copper and zinc) was not known to the ancients.

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steel

In addition to the idiom beginning with steel, also see mind like steel

In addition to the idiom beginning with steel, also see mind like a steel trap.

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Word Mark

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Registration Number

2768240

Date Registered

2003/09/23

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

Frost, James A. DBA Frost Cutlery INDIVIDUAL UNITED STATES 6130
Preservation Drive Chattanooga TENNESSEE 374163600

Goods/Services

Class Status -- ACTIVE. IC 008. US 023 028 044. G & S: CUTLERY
NAMELY POCKET, HUNTING, COLLECTOR'S KNIVES. First Use: 2001/12/01.
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2002/03/05

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Attorney of Record

Susan B. Flohr

Print: Jun 5, 2009

78153938

TYPED DRAWING

Serial Number

78153938

Status

REGISTERED

Word Mark

STEEL CORK

Standard Character Mark

No

Registration Number

2786383

Date Registered

2003/11/25

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(1) TYPED DRAWING

Owner

DE LA CRUZ, JOSEPH, A INDIVIDUAL UNITED STATES 746 ARROWWOOD STREET
LONGMONT COLORADO 80503

Goods/Services

Class Status -- ACTIVE. IC 021. US 002 013 023 029 030 033 040 050.
G & S: HOUSEHOLD AND KITCHEN UTENSILS, NAMELY BOTTLE STOPPERS. First
Use: 2000/06/01. First Use In Commerce: 2002/01/31.

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2002/08/14

Examining Attorney

KRISP, JENNIFER

DESIGN MARK

Serial Number

78476036

Status

REGISTERED

Word Mark

STEEL BLUE

Standard Character Mark

Yes

Registration Number

3017700

Date Registered

2005/11/22

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Footwear Industries Pty Ltd CORPORATION AUSTRALIA 18 Irvine Drive
Malaga, Western Australia AUSTRALIA 6090

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Safety boots; safety shoes; protective industrial boots; protective
industrial shoes; protective work boots; protective work shoes;
protective boots containing a reinforced toe-cap; protective shoes
containing a reinforced toe-cap; protective steel-capped boots;
protective steel-capped shoes. First Use: 2003/04/28. First Use In
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Prior Registration(s)

2791839

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2004/08/30

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78476036

Examining Attorney
SINGH, TEJBIR

Attorney of Record
Hillary A. Brooks

STEEL BLUE

DESIGN MARK

Serial Number

78487633

Status

REGISTERED

Word Mark

CHICAGO STEEL

Standard Character Mark

Yes

Registration Number

3027933

Date Registered

2005/12/13

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Lollar, Stephanie INDIVIDUAL UNITED STATES 9728 SW 264th St. Vashon
Island WASHINGTON 98070

Owner

Lollar, Jason INDIVIDUAL UNITED STATES 9728 SW 264th St. Vashon Island
WASHINGTON 98070

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S:
Electronic sound pickup for guitars and basses. First Use:
2004/09/08. First Use In Commerce: 2004/09/08.

Disclaimer Statement

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MARK AS SHOWN.

Filing Date

2004/09/22

Examining Attorney

NADELMAN, ANDREA K.

Print: Jun 5, 2009

78487633

Attorney of Record

David L. Tingey

CHICAGO STEEL

Print: Jun 5, 2009

78668045

DESIGN MARK

Serial Number

78668045

Status

REGISTERED

Word Mark

STEEL POWER

Standard Character Mark

No

Registration Number

3235979

Date Registered

2007/05/01

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS AND/OR NUMBERS

Owner

Casillas, Octavio Morales INDIVIDUAL MEXICO Milano No. 44.B. Col
Juarez MEXICO C.P. 0660

Goods/Services

Class Status -- ACTIVE. IC 012. US 019 021 023 031 035 044. G & S:
brake parts for land vehicles, namely brake disks, brake drums, brake
hardware, brake cylinders and brake facings; and clutches for land
vehicles.

Foreign Country Name

MEXICO

Foreign Registration Number

729123

Foreign Registration Date

2001/12/07

Foreign Expiration Date

2011/10/01

Disclaimer Statement

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Description of Mark

"The mark consists of the stylized word STEEL over the word POWER inside a single-line oval with a decorative border inside two concentric, single-line ovals."

Filing Date

2005/07/12

Examining Attorney

THOMAS, SARA

Attorney of Record

Stewart L. Gitler



Print: Jun 5, 2009

78769721

DESIGN MARK

Serial Number

78769721

Status

REGISTERED

Word Mark

XTREME STEEL

Standard Character Mark

Yes

Registration Number

3331768

Date Registered

2007/11/06

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

SEABOARD INDUSTRIES, INC. CORPORATION NEW JERSEY 185 Van Winkle Ave.
Hawthorne NEW JERSEY 07506

Goods/Services

Class Status -- ACTIVE. IC 006. US 002 012 013 014 023 025 050. G
& S: Metal swimming pools. First Use: 2006/03/01. First Use In
Commerce: 2006/03/01.

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Examining Attorney

CARTY, GEORGIA

Attorney of Record

Thomas P. Philbrick

XTREME STEEL

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78958848

DESIGN MARK

Serial Number

78958848

Status

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Word Mark

PRO STEEL

Standard Character Mark

Yes

Registration Number

3258486

Date Registered

2007/07/03

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Golf Galaxy Golfworks, Inc. CORPORATION OHIO 4820 Jacksontown Rd.
Newark OHIO 43055

Goods/Services

Class Status -- ACTIVE. IC 028. US 022 023 038 050. G & S: Golf
club heads; Golf clubs. First Use: 2003/01/00. First Use In
Commerce: 2003/01/00.

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2006/08/23

Examining Attorney

HELLA, AMY

Attorney of Record

Bassam N. Ibrahim

PRO STEEL

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79023773

DESIGN MARK

Serial Number

79023773

Status

REGISTERED

Word Mark

TW STEEL

Standard Character Mark

Yes

Registration Number

3252025

Date Registered

2007/06/12

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Hermanos B.V. UNKNOWN IJssel 25 NL-1509 JB ZAANDAM NETHERLANDS

Goods/Services

Class Status -- ACTIVE. IC 014. US 002 027 028 050. G & S:
Jewellery; watches; horological and chronometric instruments.

Priority Date

2005/10/11

Disclaimer Statement

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MARK AS SHOWN.

Filing Date

2006/03/21

Examining Attorney

HOFFMAN, DAVID

TW STEEL

DESIGN MARK

Serial Number

79027833

Status

REGISTERED

Word Mark

STEEL BLUE

Standard Character Mark

Yes

Registration Number

3369565

Date Registered

2008/01/15

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Footwear Industries Pty Ltd Incorporated company AUSTRALIA 18 Irvine Drive MALAGA WA 6090 AUSTRALIA

Goods/Services

Class Status -- ACTIVE. IC 009. US 021 023 026 036 038. G & S: Protective industrial footwear, protective industrial boots, protective industrial shoes, safety footwear, safety boots and safety shoes; footwear for protection against accidents, irradiation and fire, namely, boots and shoes for protection against accidents for use in industry; boots and shoes for protection against accidents for use at work.

Goods/Services

Class Status -- ACTIVE. IC 025. US 022 039. G & S: Footwear, namely, boots, shoes, heavy duty footwear, work boots, work shoes, boots containing a reinforced toe cap, shoes containing a reinforced toe cap, steel-capped boots, steel-capped shoes, water-impervious footwear and hiking boots; clothing, namely, jackets, jumpers, coats, shirts, sweaters, T-shirts, pants, wristbands, belts and socks; headgear, namely, hats and caps.

Prior Registration(s)

2791839;3017700

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Filing Date

2006/08/04

Examining Attorney

BULLOFF, TOBY

Attorney of Record

HILLARY A. BROOKS

STEEL BLUE

Print: Jun 5, 2009

79050866

DESIGN MARK

Serial Number

79050866

Status

REGISTERED

Word Mark

PAINLESS STEEL

Standard Character Mark

Yes

Registration Number

3587352

Date Registered

2009/03/10

Type of Mark

TRADEMARK

Register

PRINCIPAL

Mark Drawing Code

(4) STANDARD CHARACTER MARK

Owner

Transcodent GmbH & Co. KG limited partnership FED REP GERMANY
Oderstraße 60 24539 Neumünster FED REP GERMANY

Goods/Services

Class Status -- ACTIVE. IC 010. US 026 039 044. G & S: Medical instruments and their parts, namely, injection needles for medical and dental use.

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Filing Date

2008/02/13

Examining Attorney

CROWLEY, SEAN

Attorney of Record

Lance J. Lieberman

Painless Steel

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Subject: U.S. TRADEMARK APPLICATION NO. 77689308 - STEEL EAGLE - 008962.00003
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03	5	0	5	3	0:01	1 and 2 not dead[ld]
04	2625046	N/A	0	0	0:03	"009"[cc]
05	2705	N/A	0	0	0:02	(1 or 2) and 4 not dead[ld]
06	778837	N/A	0	0	0:04	"009"[ic] or "200"[ic] or "a"[ic] or "b"[ic]
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MARK INFORMATION	
*MARK	STEEL EAGLE
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
LITERAL ELEMENT	STEEL EAGLE
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font, style, size, or color.
REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Wohali Outdoors, LLC
*STREET	1700 W. Albany Street
*CITY	Broken Arrow
*STATE (Required for U.S. applicants)	Oklahoma
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. applicants only)	74012
LEGAL ENTITY INFORMATION	
TYPE	limited liability company
STATE/COUNTRY WHERE LEGALLY ORGANIZED	Oklahoma
GOODS AND/OR SERVICES AND BASIS INFORMATION	
INTERNATIONAL CLASS	009

*IDENTIFICATION	Optical magnifying equipment
FILING BASIS	SECTION 1(b)
ATTORNEY INFORMATION	
NAME	Frank J. Catalano
ATTORNEY DOCKET NUMBER	008962.00003
FIRM NAME	Gable Gotwals
STREET	100 W. 5th St., Floor 10
CITY	Tulsa
STATE	Oklahoma
COUNTRY	United States
ZIP/POSTAL CODE	74103
PHONE	918-595-4963
FAX	918-595-4990
EMAIL ADDRESS	iplaw@gablelaw.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
OTHER APPOINTED ATTORNEY	Paul E. Rossler, Chad M. Hinrichs, Paul H. Johnson
CORRESPONDENCE INFORMATION	
NAME	Frank J. Catalano
FIRM NAME	Gable Gotwals
STREET	100 W. 5th St., Floor 10
CITY	Tulsa
STATE	Oklahoma
COUNTRY	United States
ZIP/POSTAL CODE	74103
PHONE	918-595-4963
FAX	918-595-4990
EMAIL ADDRESS	iplaw@gablelaw.com
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
FEE INFORMATION	
NUMBER OF CLASSES	1

FEE PER CLASS	325
*TOTAL FEE DUE	325
*TOTAL FEE PAID	325
SIGNATURE INFORMATION	
SIGNATURE	/fjc-bampa/
SIGNATORY'S NAME	Frank J. Catalano
SIGNATORY'S POSITION	Attorney of Record
DATE SIGNED	03/12/2009

Trademark/Service Mark Application, Principal Register

Serial Number: 77689308

Filing Date: 03/12/2009

To the Commissioner for Trademarks:

MARK: STEEL EAGLE (Standard Characters, see [mark](#))

The literal element of the mark consists of STEEL EAGLE.

The mark consists of standard characters, without claim to any particular font, style, size, or color.

The applicant, Wohali Outdoors, LLC, a limited liability company legally organized under the laws of Oklahoma, having an address of

1700 W. Albany Street
Broken Arrow, Oklahoma 74012
United States

requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended, for the following:

International Class 009: Optical magnifying equipment

Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant's current Attorney Information:

Frank J. Catalano and Paul E. Rossler, Chad M. Hinrichs, Paul H. Johnson of Gable Gotwals
100 W. 5th St., Floor 10
Tulsa, Oklahoma 74103
United States

The attorney docket/reference number is 008962.00003.

The applicant's current Correspondence Information:

Frank J. Catalano
Gable Gotwals
100 W. 5th St., Floor 10
Tulsa, Oklahoma 74103
918-595-4963(phone)
918-595-4990(fax)
iplaw@gablelaw.com (authorized)

A fee payment in the amount of \$325 has been submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /fjc-bampa/ Date Signed: 03/12/2009

Signatory's Name: Frank J. Catalano

Signatory's Position: Attorney of Record

RAM Sale Number: 8934

RAM Accounting Date: 03/12/2009

Serial Number: 77689308

Internet Transmission Date: Thu Mar 12 12:31:34 EDT 2009

TEAS Stamp: USPTO/BAS-208.191.17.178-200903121231347

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STEEL EAGLE

STEEL EAGLE